

HUDSON, NH BOARD OF SELECTMEN
Minutes of the April 11, 2017 Meeting

1. CALL TO ORDER - by Chairman Luszey the meeting of April 11, 2017 at 7:00 p.m. in the Selectmen's Meeting Room at Town Hall.
2. PLEDGE OF ALLEGIANCE - led by Selectman Coutu.
3. ATTENDANCE

Board of Selectmen: Ted Luszey, Marilyn McGrath, Roger Coutu, Angela Routsis, David Morin

Staff/Others: Steve Malizia, Town Administrator; Donna Graham, Executive Assistant; Elvis Dhima, Town Engineer; Kevin Burns, Road Agent; Police Chief Lavoie; Recreation Director Dave Yates

4. PUBLIC INPUT

Chairman Luszey asked does anyone in the audience wish to address the Board on any issue which the Board has control of at this time.

Shawn Jasper - 83 Old Derry Road. I had the occasion to watch the comment section of I think the previous Board of Selectmen meeting and I was quite taken back by that. When I became Speaker of the House, one of the first directives that I gave to all members of the House was to make sure that they treated everyone who came before the Legislature with respect and to avoid games of gotch you and get into debate trying to prove people wrong. On the floor of the House, we're not allowed to use the name of other members or anyone else to take the personalities out of the debate.

I watched the meeting and heard my name used by Selectman Coutu in a very disparaging way. Selectman Coutu has my cell phone number unless he's erased it, has the ability - you know it's very disturbing. I've come here under public input and I see that Selectman Coutu is not even paying attention to what I'm saying. It's disheartening when you go before a board that's why I've asked everyone on my committees when there's public testimony for people to put down their laptops and to pay attention to what the public is there to say. It really is disheartening if you're a member of the public and you come in and members who you've come to address are showing their disdain for you by NOT paying attention to what you've said. I'm sorry that Selectman Coutu is giving me that very clear message at this time.

He had the opportunity to call me, to talk to me about my feelings, my statements relative to what happened in the recent election with the postponement. Instead he engaged in attacks damaging, I think, my reputation. I think anyone would see that those were designed to do damage to my reputation. I have great respect for Moderator Inderbitzen. I in no way implied that he engage in voter suppression. What I said very clearly was the postponement of the election resulted in voter suppression and it did. I had a gentleman who called me. I had a couple of people who called me but one in particular very specific that said he went to the polls. There was a sign there. It said "election postponed". He didn't know when it was because it didn't say on the sign. He went home knowing that elections were always held on Tuesdays and so he was looking forward to finding out in the Hudson/Litchfield News when the election was going to be and all he found out was that it had already been held. That type of thing suppresses the vote. As a matter of fact, the Secretary of State has gone through all the voting days for every community in the State and indeed the vote was suppressed in most communities that did not vote. For Hudson, he went back to 2008 and this election that was postponed was the lowest turnout in all those years. We don't know what it would have been had it stayed on that date but what we do know is many communities that stayed on the snow date actually had a higher turnout in some cases then they'd had in many years.

My concern was about the law. What did the law require and the law did not allow the election to be moved even though some people felt that it did. I felt very strongly after having spoken personally to the Secretary of State, and to the Deputy Secretary of State, and to the Attorney General, and to the Governor. I was party to meetings. I was on the call that the Governor was on and the Governor said you should not move your election and if you do, you're at your own peril. The Attorney General said to me I don't know how to put the genie back in the bottle. Things had already gone in motion. I took an oath as you all did and we pretty much took the same oath to a difference office to uphold the laws of the State of New Hampshire. So that was what I was trying to do.

Back to my point of what happened when I was vilified if you will here, I'm going to suggest to you and I'm not going to do anything about it legally but I want you to think about this for the future. RSA 91-A 3 nonpublic sessions and you say what does that have to do with it. Only the following matter shall be considered or acted upon in nonpublic session. (c) matters which if discussed in public would likely affect adversely the reputation of any person other than a member of the body itself unless such person requests an open meeting. So you might say well that doesn't apply. Think about that. "Unless such person requests an open meeting." In order for that person, me, to have known to make that request, I would have had to know that this matter was going to be brought up and that I was going to face personal attacks from my opinion. That's why this law is here. This body is not here so that they can just randomly bring up people and assault

their statements and try to get others to think poorly of them. There can be no question that the statements that Selectman Coutu made were designed to adversely affect my reputation. I would caution this Board not to use this as a bully pulpit and not to allow any member of this body to engage in personal attacks against anyone unless that person is notified and has the ability to request that meeting be in public. Otherwise, you need to do that in private if you want to do that.

The Senate passed a law dealing with a situation that the House will be taking up next Thursday. The Legislature does feel very strongly about this. Some of you may know that I authored an amendment which went down 10 to 10. The reason the amendment went down 10 to 10 was because a member of the delegation here in Hudson felt so strongly that moderators and attorneys should be held accountable for moving the election that he wouldn't vote for anything that was going to in any way ratify the results. My personal feeling is that the public should not pay a great price for this. I did feel that there should be a ratification vote. That position to some degree has lost and I accept that loss. However in order to make it very clear that what happened shouldn't have, this is the preamble to the Bill.

"Due to the concerns about an impending snow storm, some New Hampshire towns and school districts rescheduled their 2017 elections from Tuesday, March 14, to various later dates. The towns and school districts assert that this unprecedented action was based on the advice of lawyers for the NH Municipal Association and other counsel. This advice was given despite the absence of any mechanism to accommodate such a rescheduling with regard to other provisions of NH election law. The advice was also directly contrary to both the political calendar and the election procedure manual which are required to be prepared cooperatively with the Secretary of State and the Attorney General and distributed to local election officials. Those who advised local officials that they had the authority to reschedule elections have placed some municipalities in untenable positions. Of particular concern to the general court was the lack of notification for rescheduled elections and the irregular process of absentee voting and recounts. These municipalities must now choose to accept the ramification of the decisions to reschedule their elections or to seek ratification of that decision. Either option will likely result in the disenfranchisement of voters. Since local voters were the ones most directly affected by the unprecedented act of moving Election Day, this act gives those voters a voice in that solution. The act seeks to implement ratification as the least detrimental of the two unfortunate options but not to establish a precedent or to authorize those actions in future elections. This act is not intended to absolve any legal counsel of liability for the advice given."

I don't think you could find much stronger language from the general court in saying that the elections shouldn't have been moved. Given the feeling of the Legislature, given that I had consulted directly with the Governor, the Attorney General, and the Secretary of State, I think that my statements were warranted and appropriate. I would hope that I would have an apology from Selectman Coutu but I don't expect that. I think it was important for me to come in here and defend myself but more importantly to make you all realize that you should never, ever use your offices as a bully pulpit to try to damage the reputations of people of this or any other town. Thank you very much Mr. Chairman.

Selectman Coutu told Speaker Jasper my remarks in no way were ever intended to ruin your reputation. I felt very strongly that 88 communities made the right decision in postponing the election. We can discuss suppression from now until doomsday. You and I are going to disagree. I think that holding the election in the middle of a snowstorm suppresses voters from their ability to come out and vote. I understand what the Statute said about elections. On the advice of our counsel and several other counsels throughout the State for other municipalities who felt very strongly that this would hold up in court, they advised that we should proceed with delaying the election two days. I felt very strongly that a lot of senior citizens would not be able to come to come out and vote. A lot of people who work were being released early and their primary concern was to get home and to shovel their driveways and they would not come out and vote. I felt that we would get a greater - and I feel that the numbers in my opinion reflect that we had a greater number of people who showed up on Thursday than would have on Tuesday and I was pleased with that.

I have as you know you've served with me on this Board. I'm as passionate as you are. Sometimes we say things that in hindsight say I could have said that in a better fashion. It was not intended to try to harm your reputation. I apologize for the manner in which I said what I said and perhaps you're right. I should not have said it in a public body. We probably should have gone behind closed doors and invited you to come in and had that discussion. Just give me a moment please. It's been a rough day for me. I'm not going to further the debate other than to say I'm sorry you took it that way and I'm sorry I said it the way I said it but I still feel very strongly that 88 communities made the right decision.

Shawn Jasper thanked Selectman Coutu for that apology. I respect your right to feel that way and I understand that it was advice of counsel. So we don't need to debate any of that. It's just that my main point was that people should be treated with respect as I expect people to be in the Legislature and people don't do that. I call them to account. People should be welcome to come before meetings and bodies and any time that this body has any questions of me as an individual or as a member of your legislative delegation or Speaker of the House, I will do my best to accommodate that request and to be here when you would like me to be here. I just hope that I don't find myself again in a situation where I'm watching your meetings and find that I've been put in a position where I am unable to defend myself. I appreciate the time. Thank you very much.

Chairman Luszey thanked Mr. Jasper for his feedback. Moving on. Anyone else in the crowd? If not, we'll move on to Nominations and Appointments.

5. NOMINATIONS AND APPOINTMENTS

A. Interviews

- 1) Benson Park Committee - (4 vacancies - 3 member terms to expire 4/30/2020; 1 alternate term to expire 4/30/20)

Ralph Alio (incumbent member)
Ann Desrosiers (incumbent member)
Paula Hubert

Chairman Luszey understood that the two incumbents we do not require them to be here. We would bring up Paula Hubert.

Paula Hubert - 9 Kara's Crossing Drive, Hudson, NH. When I was a child we frequented the park and it's such a beautiful place and they've done so much wonderful work in it and it's just part of my heart. I live about a mile from it and I frequent it a lot myself. It's just a beautiful place and I would just like to be part of it.

Just so the Board is aware, Selectman Coutu stated Paula and her husband Roger are friends of mine. Paula has indicated to me that she wanted to give back to our community. I see them quite frequently at mass and at Sam's. We've discussed this. Like most citizens who come before the Board for whatever reason are always a little bit nervous. I think that she would be a great addition to the committee. She's a very thoughtful person. She's hands on. She likes doing a lot with her hands and I think that she would get into the nitty gritty and into the dirt and would be a great addition to continue to enhance the beauty of our park as well as be a major contributor to the committee for ideas for the future.

Motion by Selectman Coutu, seconded by Selectman Routsis, to suspend the rules and nominate and re-appoint Ralph Alio and Ann Desrosiers and appoint Paula Hubert as members to the Benson Park Committee with terms to expire 4/30/2020, carried 5-0.

- 2) Building Board of Appeals - (3 vacancies - 2 member terms to expire 4/30/2020); 1 member term to expire 4/30/18)

Ethan Meinhold
Michael Pitre (incumbent member)

Ethan Meinhold - Good evening. 178 Highland Street. I've always been involved in politics as a youth and involved in my community. We moved here in late 2014, had a child, and it's been a little busy. I just wanted to fulfill my personal sense of responsibility to the community and become a more active member. I felt that volunteering for many of the committees that I'm up for would be a great way to get back to the community and get involved with the community as a new member.

Selectman Coutu said when I looked at your application, I noted as you just stated that you applied for various committees because there are vacancies on almost all of these. Sitting here today and you're presently being interviewed for the Building Board of Appeals, is there any one particular committee or assignment that is more appealing to you than this one. Ethan Meinhold said wherever I can fit in is the one that suits me the best. I really just want to participate where I can and fill shoes that might be empty. Selectman Coutu asked are you familiar with the Board of Appeals as far as what their duties and responsibilities are. Mr. Meinhold imagined they want to go ahead and vote on different things that people might propose to adjusting, zoning, having new surveys, new plot plans put together, whether or not they're going to be kosher with whatever the Town Codes are, State codes are. Selectman Coutu asked have you ever attended or seen a meeting of the Board of Appeals. Mr. Meinhold indicated no.

Steve Malizia noted nobody else has. I don't think they've met in years. That's the Board that really has not met.

Selectman McGrath had a couple of question and because you've applied for a number of committees. Based on your e-mail, your first choice would be Nashua Regional Planning Commission. The second one would be Building Board of Appeals, and then Planning Board. Those are the top three. What we're talking about now is the Building Board of Appeals. Does your background include any kind of understanding or expertise in building actual construction? Mr. Meinhold said no. Selectman McGrath thought that might be a hindrance for you on the Building Board of Appeals.

Selectman McGrath asked to continue for the other boards and what he cited on the back. Nashua Regional Planning which is your top one that would be working with the Nashua Regional Planning Commission and they deal with not just Hudson but other communities. That might be something that you'd want to do in the future. The third one that you've got listed is the Planning Board. When I looked at your application and my personal opinion is that that would

be a good starting point for you because you'd learn about how plans are developed, what affect it has, what if it complies with zoning. I think that that would be a good starting point. It's where I started a long time ago. Believe me I had no knowledge of anything. It's a good starting point and you get to understand how development happens in the town and you can have an impact on that. That would be my recommendation. I certainly wouldn't put him on the Zoning Board at this point because the Zoning Board is more of a quasi-judicial board and you'd really have to understand zoning and how planning fits into that. My recommendation looking at the applicant that Planning would be the best spot for him and its number three on your list. I think at some point transitioning to Nashua Regional Planning or Zoning. Then he might find that he doesn't like any of that and you'd rather go to something much easier and that would be my recommendation for this.

Selectman Coutu said he is on the agenda for the Planning Board so we can probably take that up again at that point. I agree with Selectman McGrath. As the Town Administrator pointed out, the Building Board of Appeals how long has it been since they met 4 or 5 years maybe even longer. I don't think they've ever met since I've been on the Board and I've been here 9 years. There are no meetings.

Ethan Meinhold asked why does it exist. Selectman Coutu believed its State mandated that we have to have this commissioner in the event that there is an appeal. We haven't gotten to that point yet other we would have had a meeting. I agree with Selectman McGrath wholeheartedly. There are some committees where it affords you an opportunity to learn a great deal about the structure of the board, the commitment of the board, and the purpose of the board because there's a diverse panel that serve on the board so you get to interact, listen to what they have to say, no question is a dumb question especially when you're a newbie. So you ask it because you want to learn more and then there are workshops that we would be more than welcome to send you to so that you would enhance your knowledge and be able to become a full working member of any one of these committees. I think the Planning Board if you're interested in land type boards because they meet on a regular basis no less than once a month, it would be better for you.

Selectman McGrath stated it's typically during the busy times and we haven't had really busy times for a while but it would be about 3 meetings per month. Right now we're meeting I think maybe once maybe twice a month but it will start to ramp up. The economy is getting better and it's also construction season so people really want to get their plans approved. I wanted to point out too that the seat on the Planning Board is an alternate member. Both are alternate members. So you're participate in the meetings. You could ask as many questions as you wanted to, listen to how they present their plans, the typical questions that go back and forth, and you might not be seated to actually vote on a case unless a regular member was absent and then you would get seated. If you're agreeable to serving as an alternate, I think that would be the place for you to go. When I comes up to Planning Board, I'll make the motion but the Building Board of Appeals I don't think that this is a good spot for him.

Motion by Selectman McGrath, seconded by Selectman Routsis, to suspend the rules and nominate and re-appoint Michael Pitre as a member to the Building Board of Appeals with a term to expire 4/30/2020, carried 5-0.

3) Cable Utility Committee - (3 vacancies - 3 member terms to expire 4/30/20)

Diane Cannava (incumbent member)
Stewart Kroner (incumbent member)
Ethan Meinhold

Ethan Meinhold noted telecommunications really intrigues me and the information game. I just want to see the direction that the town might head with the use of its utilities especially the telco. As you all know, the way of the world is internet based and I'd just like to see what we're doing to keep up with those requirements with modern life as it moves faster and faster. What is Hudson doing to stay ahead of even the game instead of just keeping up? It interests me to see how we're going to leverage those utilities in the future.

Selectman McGrath indicated this doesn't have to do with IT just so you understand. It's not the IT. Mr. Meinhold understood. It's the utility side of the infrastructure and how are we taxing these people to get some revenue in the town I would imagine and how are they leveraging their infrastructure. How are they getting things to us? Selectman McGrath wasn't sure that we're talking about the same thing. Cable Utility is the cable TV. Mr. Meinhold said they still provide internet to people with that coax from the pole to your house. It's all one pipe.

Chairman Luszey stated we don't do anything with that side of it. This is just the TV.

Selectman Coutu said he's peaked my curiosity because I've been very active on the Cable Committee. It's a passion of mine. I helped renegotiate the contract two years ago for the town. I work with the Town Administrator and a committee and we put together a contract. I've been very involved with the Cable Committee. I'm a strong advocate that communities such as Hudson should have public access television. I have a bias in that I'd like to fill the committee assignments on the Cable Utility. If we were to appoint you to a seat on the Cable Committee, would you then still be interested in serving on the Planning Board as well and serving two committees? Mr. Meinhold said yes absolutely.

Motion by Selectman Coutu, seconded by Selectman McGrath, to suspend the rules and nominate and reappoint Diane Cannava and Stewart Kroner as members, and appoint Ethan Meinhold as a member to the Cable Utility Committee with terms to expire 4/30/2020, carried 5-0.

- 4) Conservation Commission - (3 vacancies - 1 alternate term to expire 12/31/17; 1 alternate term to expire 12/31/18; 1 alternate term to expire 12/31/19)

Brett Gagnon
Paula Hubert

Brett Gagnon - 123 Wason Road. I grew up in the woods in Pelham so I have a love from childhood. I think it balances the mind along with education. In my adult years I enjoyed the woods as well. I'm out there constantly kind of retreating. On a personal reason, I'd like to have my kids have the same offering when I do have children to provide them with the same kind of area to indulge in. For the community, I want to help others with what I had as a child. I also want to donate my passion and my education to the greater good of my community. I want to become a role model to kids my age. I feel like I'm fairly young to maybe join a committee so I like to kind of show others that you don't have to be, excuse me older or retired to be part of it. I think I have a passion that I hopefully can donate some of my time to.

Selectman McGrath asked have you attended or watched any of the Conservation Commission meetings so that you're familiar with how they work. Mr. Gagnon noted I attend their last meeting. It was quite small and not too much on the agenda but I was able to meet with the group and kind of shook hands, chatted with them, let them know I was sending an application in. They seemed to be very happy with that. I'd be very happy to join them if possible.

Selectman Coutu thought that spoke volumes of Brett Gagnon. Not too many people do that. I appreciate that you went and I appreciate that you met with members and weren't discouraged by what you saw. Some meetings like most meetings, some of them are boring. We have them here a lot and some of them are very interesting. Of late, we had given them charge I believe some four years ago of our forests and they have done an outstanding amount of work in that direction to preserve and to enhance the beauty of the land that we have that's open space for our citizens. Brett I'm so impressed that you actually took the time to go there and my youngest son now lives in Pelham in the woods. I love it. It's nice to have a cookout and see five deer walk up to your deck. That's the beauty of nature. Thank you Brett. I appreciate your applying. I hope more young people will apply as you did.

Paula Hubert - 9 Kara's Crossing Drive in Hudson. I grew up in east Dracut which they used to call "cow country" where there was all forests around us. I find it's very, very important to have the open space not only for education for the children but for the adults also. The wetlands to me are very important to me also. I think you can find a lot of recreation in the conservation area. I'm very compassionate about that.

Selectman McGrath asked to make an information point for both applicants. One of the things on the Conservation Commission that you'll do is you'll have applicants coming before the Conservation Commission for wetland special exceptions. The Conservation Commission will make a recommendation to the Planning Board and then it will funnel to the Zoning Board about whether or not you're in favor of them impacting and their proposed impact to the wetlands. So that's another piece of the puzzle for you. Paula Hubert noted I'm very familiar with that part of it. Selectman McGrath said anybody that lives near wetlands would know about that. Ms. Hubert expressed that's a very, very important part of our town the conservation and the open space that we have to keep the town more natural as it should be as it was years ago. That's very important to me.

Motion by Selectman Coutu, seconded by Selectman Routsis, to suspend the rules and nominate and appoint Brett Gagnon as an alternate to the Conservation Commission with a term to expire 12/31/2018 and nominate and appoint Paula Hubert as an alternate to the Conservation Commission with a term to expire 12/31/2019, carried 5-0.

- 5) Municipal Utility Committee - (3 vacancies - 2 member terms to expire 4/30/2020; 1 member term to expire 4/30/2018)

Ethan Meinhold
David Shaw (incumbent member)

Ethan Meinhold - I'd just like to hear what the opportunity actually is as far as the Municipal Utility Committee. Are we looking to shape how the town uses utilities or how we get utilities into the town? Steve Malizia noted we own the water and we own the sewer which we manage. We own the wells in Litchfield. So we own our supply. We own our distribution. We basically run it. In essence, the water utility is sort of a check and balance for issues with customers, things that come forward. They often times make suggestions, recommendations on budget but they're not the driving force on the budget but they do participate in reviewing expenses, projects, what we're doing. They're a sounding board to some degree. Our utilities are fairly mature and I might add they're fairly frugal. We haven't had a rate increase in many, many years. It's just another board that say somebody has a request for an abatement they feel they have some issue that they were overcharged or whatever. This is a citizen body to review that and make recommendation to this Board. So it's sort of a review/recommendation type of board. A few years ago they combined the sewer and the water.

They used to be separate and now they're one. We have suffered from a lack of membership. We had some long-standing members - Mr. Manor was a member for many years. So this board could certainly use another person that so that we could achieve a quorum on a monthly basis. It meets once a month on Wednesdays I think for an hour to an hour and a half. It's another interesting board if you're interested in utilities, it's interesting.

Selectman Coutu asked Mr. Malizia do you remember what time they meet. They used to meet at 5 o'clock. Donna Graham noted its 7 p.m.

Selectman McGrath noted that would put you on three. Mr. Meinhold stated we haven't voted on Planning. Maybe I should withdraw from this one. The Planning Board really sounds interesting. Selectman McGrath noted just based on reading what you wrote on your application, seeing you here and your demeanor, I think Planning would be a good fit for you. This I think you'd probably be bored out of your skull. I'm being honest. It's a necessary committee to have but at the same time if you're looking for something that you can really sink your teeth into. I don't think this would be it. That's my own thought. It's certainly up to you. Mr. Meinhold said I'll take your advice and click off from this particular committee at this point. There are still what 3 more I have.

Chairman Luszey stated our one and only applicant and you killed him. Selectman McGrath said we have another. The truth of it is it's unfair I think to appoint people to committees that you know that they're not going to last at because they're going to be bored or they've been overloaded. If we put them on three all at once, it's a big learning curve. Planning is a big learning curve. I think that you'll find it really interesting. It's something that you're going to be able to impact the town by your participation and by your vote. This you'd be making an impact on somebody's pocketbook short term because they've gotten overbilled, or under billed, or something but I don't think that's enough and to put them on too many committees, it's only setting them up to fail and I don't want to do that. That's my reasoning.

Selectman Coutu said in defense of the Municipal Utility Committee, I served I believe two terms as liaison to the Board of Selectmen. The second year was a little more difficult for me with the 5 o'clock meetings although the first year wasn't a problem. The second year was somewhat of a problem. I always enjoyed myself because the boys club there was Catherine Valley I was making fun of her cookies not knowing they were her cookies. I enjoyed serving on the Municipal Utility Committee and I think that it's a great introduction to municipal government in a small way but it's still an introduction. I think a young member of the community who has an appetite for wanting to serve on a committee and participate in a municipal government, I invite them and I encourage them to come and apply. This position obviously will be quite a few vacancies so I encourage people to apply for it.

Motion by Selectman Coutu, seconded by Selectman Routsis, to suspend the rules and nominate and re-appoint David Shaw as a member to the Municipal Utility Committee with a term to expire 4/30/2020, carried 5-0.

- 6) Nashua Regional Planning Commission - (3 vacancies - 1 member term to expire 12/30/19; 2 member terms to expire 12/30/20)

Ethan Meinhold

Ethan Meinhold - Hello again.

Chairman Luszey indicated the Planning Board is next. I'm taking it from the conversation the Board will appoint you to that. Are you still interested in another one? Mr. Meinhold said yes Sir absolutely. This looks like an opportunity to affect real change or at least see where things might be going not only here in Hudson but in the surrounding communities, Nashua at large. We're kind of Nashua adjacent. I'd like to see what these communities have in mind for the future as far as - I don't even know what communities are involved in the greater Nashua community I guess. The 11 communities that would be affected. Assuming its Pelham, Hudson, Merrimack, Nashua, Hollis, Brookline, and then I'm out. Several different economic centers I would say - a little agrarian and urban. It really does seem interesting to me.

Selectman Routsis asked do you think that with being a new member to the boards and if you get appointed to Planning, Planning is going to be coming into their busier season. We are going to be meeting potentially 3 nights a month plus having the other two boards. It may be a little overwhelming. Ethan Meinhold said I don't feel that I'll be overwhelmed. If I get there is there someone I can speak to about possibly recusing myself from one of the committees? I'm not sure how that works. Chairman Luszey noted it will be us.

Selectman McGrath asked do you know how often NRPC meets is it just once a month? Chairman Luszey said yes once a month. Selectman McGrath indicated that might make it a little bit easier for you. It kind of mesh with being on the Planning Board but, again, we're loading you up here. Mr. Meinhold stated I'm prepared.

Motion by Selectman Routsis, seconded by Selectman McGrath, to suspend the rules and nominate and appoint Ethan Meinhold as a member to Nashua Regional Planning Commission with a term to expire 12/30/2020, carried 5-0.

- 7) Planning Board - (2 vacancies - 1 alternate term to expire 12/31/18; 1 alternate term to expire 12/31/19)

Ethan Meinhold
Ed van der Veen - advised he was unable to attend

Selectman Coutu thought this was redundant. Chairman Luszey asked if there were any further questions for him. Selectman McGrath said I don't have any further questions for this applicant but I do want to commend about Ed van der Veen.

Selectman McGrath asked to comment about Ed because I served with him on the Planning Board. He was an excellent member. He attended all of the meetings. I thought he was a stellar member of the Planning Board. He also served as the Chairman of the Planning Board for a time and then work requirements caused him to have to resign that position. I saw him at the polls recently and I immediately asked him if he'd like to come back because we had openings. So thankfully he's willing to come back and I'm happy to nominate him for a position on that board.

Selectman Coutu couldn't agree more. I remember the first year he served. Ed paid close attention, asked some very important questions. I was impressed with his mannerism, his demeanor, his total input and attention span in serving on the board and he proved to be a tremendous asset to our community serving on the Planning Board. It was heart wrenching for me the day that he announced that he could no longer serve because of employment. I'm glad that Selectman McGrath has now joined the recruiting forces and taking a former Selectman's position at the polls which is to recruit people to serve on boards. I couldn't think of a better person to nominate and it would be a pleasure for me to make a motion.

Motion by Selectman Coutu, seconded by Selectman McGrath, to suspend the rules and nominate and appoint Ethan Meinhold as an alternate to the Planning Board with a term to expire 12/31/2018 and to appoint Ed van der Veen as an alternate to the Planning Board with a term to expire 12/31/2019, carried 5-0.

- 8) Recreation Committee - (2 vacancies, 2 member terms to expire 4/30/2020)

Keith Bowen (member incumbent)

Motion by Selectman Coutu, seconded by Selectman Morin, to suspend the rules and nominate and re-appoint Keith Bowen as a member to the Recreation Committee with a term to expire 4/30/2020.

Selectman Coutu stated Mr. Bowen is a former Recreation Director of the Town of Hudson. He has served on this board for several years. He's a Principal of one of the schools here in Hudson. He is committed and shows up at every meeting. He misses very few which surprises me considering his workload. He's committed. He's dedicated and he's a tremendous asset to the Recreation Committee and I whole heartedly recommend this Board reappoint him to this committee.

Vote: Motion carried 5-0.

- 9) Senior Affairs Committee - (3 vacancies - 2 member terms to expire 4/30/2020; 1 alternate term to expire 4/30/2020)

Nancie Caron (incumbent alternate)
Ethan Meinhold - withdrew

Chairman Luszey asked Mr. Meinhold if he was going to withdraw from this one. Mr. Meinhold said yes and I will withdraw from any other committees that I've listed.

Motion by Selectman Coutu, seconded by Selectman Routsis, to suspend the rules and nominate and re-appoint Nancie Caron as an alternate to the Senior Affairs Committee with a term to expire 4/30/2020.

Selectman McGrath suggested that we defer action on this committee and have a discussion with Mr. Yates. Chairman Luszey thought that was appropriate. Selectman Coutu agreed and I will withdraw my nomination until we resolve the question.

Selectman McGrath asked that the next one be deferred as well. I'd like to have a discussion about that as well.

- 10) Sustainability Committee - (5 vacancies - 2 member terms to expire 4/30/2020; 1 alternate term to expire 4/30/20; 2 member term terms to expire 4/30/19)

Debra Putnam (incumbent member)

- 11) Zoning Board of Adjustment - (3 vacancies - 2 alternate terms to expire 12/31/19; 1 alternate term to expire 12/31/17)

Ethan Meinhold - withdrew
Michael Pitre

Michael Pitre - Good evening Mr. Chairman and members of the Board and of course Steve. For the record, Mike Pitre - 10 Joan Ave. My little presentation on the Board of Appeals since it's an active committee and I didn't want to step down from that one. Anyway we'll move onto the ZBA. Proud 20 year resident of this town. I love this town. My family has grown up here. My three kids have gone through the school system, sports programs. I've enjoyed coaching the sports programs. My youngest is still in high school, a Junior, and she's doing well. It's been a great experience for my family. As far as profession, I've been in the building trades all my life. I have a lot of experience with the building envelope, the exterior, roofing, siding, windows, doors, finishing, almost anything to do start to finish not just new construction but remodeling as well. I served on the ZBA for 14 years. Around that time going as far as Vice-Chair. My very first few meetings I sat beside Ms. McGrath. She took me under her wing. I was a little chatty back then so we got past that part of it. Maryellen Davis was also very helpful through my whole tenure there. I will say though that the last part of my ZBA tenure, my job took me in a lot of places and I was very challenged to make every meeting. It was a challenge to be in town so I had to step down. It's been a few years since then. My two oldest are off to college and I just have the one girl at home now so the schedule has freed up and I don't have to travel out of State anymore so my work world has changed a little bit as well. Still in the building trades as well but I enjoyed my time there. It's good to see someone like Charlie Brackett back there, all the current members I've worked with before I've served with before. I'm looking forward to it.

Selectman McGrath said I don't have any questions. I just have comments. I'm glad to see that you're coming back and that you're interested in serving on the Zoning Board. Mike I thought did a great job on the Zoning Board and he was a very valued member. I think having you come back is an asset to the town and I'm glad to be able to vote to put you there.

For the record, Selectman Coutu said I guess he's a friend of mine but I'm so glad he's coming back. I've tried to talk to him into running for Selectmen. I've tried to talk him into doing something instead of being at home but he was doing a lot of traveling and the two boys are doing exceptionally well and so is his daughter. I'm happy he's coming back as well. Great news for the ZBA.

Motion by Selectman McGrath, seconded by Selectman Coutu, to suspend the rules and nominate and appoint Michael Pitre as an alternate to the Zoning Board of Adjustment with a term to expire 12/31/2019, carried 5-0.

6. CONSENT ITEMS

Chairman Luszey asked does any Board member wish to remove any item for separate consideration.

Motion by Selectman Coutu, seconded by Selectman McGrath, to approve consent items A, B, C, D, E and F as noted or appropriate, carried 5-0.

Chairman Luszey declared a 10 minute recess at 7:58 p.m.

A. Assessing Items

- 1) Veteran Tax Credits - Map 191, Lot 166 - 11 Nevens Street; Map 157, Lot 066, Sub 078 - 23 Barbara Lane; Map 140, Lot 027 - 7 Kay Court; Map 191, Lot 187, Sub 081 - 19 Overlook Circle; Map 105, Lot 026 - 7 Twin Meadow Drive; Map 110, Lot 028 - 3 Putnam Road; Map 191, Lot 109 - 3 Coll Street; Map 192, Lot 005 - 9 Hilindale Drive, w/recommendation to approve
- 2) All Veteran Tax Credits - Map 191, Lot 061 - 36 A Street; Map 232, Lot 006 - 98 Gowing Road; Map 168, Lot 002, Sub 027 - 15 Krystal Drive; Map 177, Lot 055 - 50 Bear Path Lane; Map 177, Lot 028 - 5 Thurstons Drive; Map 158, Lot 032 - 151 Highland Street; Map 184, Lot 032, Sub 079 - 40 Brody Lane; Map 183, Lot 107 - 14 Greentrees Drive; Map 157, Lot 002 - 59 Ledge Road; Map 197, Lot 104 - 23 Cedar Street; Map 167, Lot 054 - 127 Highland Street; Map 168, Lot 017 - 18 Madison Drive; Map 112, Lot 019 - 55 Kienia Road; Map 175, Lot 029 - 11 George Street; Map 129, Lot 055 - 5 Plaza Avenue; Map 177, Lot 005, Sub 075 - 13A Intervale Court; Map 174, Lot 152 - 4 Buswell Street; Map 197, Lot 022 - 26 Oban Drive; Map 156, Lot 008, Sub 017 - 8 Madeleine Court; Map 198, Lot 123 - 2 Charbonneau Drive; Map 184, Lot 005 - 114 Belknap Road; Map 168, Lot 057 - 40 Greeley Street; Map 216, Lot 014, Sub 069 - 28 Oblate Drive; Map 174, Lot 094 - 21 Haverhill Street, w/recommendation to approve
- 3) Elderly Exemptions - Map 156, Lot 063, Sub 087 - 611 Elmwood Drive; Map 234, Lot 020 - 3 Bruce Street, w/recommendation to approve

- 4) Regualification of Elderly Exemptions - Map 168, Lot 057 - 40 Greeley Street; Map 184, Lot 005 - 114 Belknap Road; Map 174, Lot 114 - 62 Highland Street; Map 191, Lot 081 - 39 B Street; Map 234, Lot 043 - 4 Davenport Road; Map 216, Lot 018, Sub 050 - 23A Holly Lane; Map 165, Lot 141, Sub 513 - 513 Abbott Farm Lane; Map 156, Lot 063, Sub 027 - 215 Elmwood Drive; Map 167, Lot 012 - 96 Highland Street; Map 165, Lot 021 - 12 Gambia Street, w/recommendation to requalify
- 5) Solar Exemption - Map 184, Lot 005 - 114 Belknap Rd, w/recommendation to approve
- 6) 2016 Tax Abatement - Map 211, Lot 39 - 61 Burns Hill Road, w/recommendation to approve
- 7) 2016 Tax Abatement - Map 178, Lot 13-60 - 53 Mobile Drive, w/recommendation to approve

B. Water/Sewer Items - None

C. Licenses & Permits

- 1) Request to Solicit Funds - Teen Challenge New Hampshire
- 2) License for Scrap Metal - Granite State Salvage Co., Inc.
- 3) Petition & License for 1 new pole (Eversource License #21-1214) on Robinson Road

D. Donations - None

E. Acceptance of Minutes

- 1) Minutes of the March 28, 2017 meeting

F. Calendar

- 04/12 7:00 Planning Brd - Buxton CD Meeting Room - CANCELLED
- 04/13 7:30 Zoning Brd of Adjustment - Buxton CD Meeting Room - CANCELLED
- 04/18 7:00 Municipal Utility Cte - BOS Meeting Room
- 04/19 7:00 Planning Brd - Buxton CD Meeting Room
- 04/19 7:30 Senior Affairs Cte - BOS Meeting Room
- 04/20 3:00 Trustees of the Trust Fund - Buxton CD Meeting Room
- 04/20 7:00 Benson Park Cte - HCTV Meeting Room
- 04/24 7:00 Sustainability Cte - Buxton CD Meeting Room
- 04/25 7:00 Board of Selectmen - BOS Meeting Room
- 04/26 7:00 Planning Brd - Buxton CD Meeting Room - CANCELLED
- 04/27 7:30 Zoning Brd of Adjustment - Buxton CD Meeting Room

Chairman Luszey stated we're back in session at 8:10 p.m.

7. OLD BUSINESS

A. Votes taken after Nonpublic Session on March 28, 2017

- 1) *Motion to adjourn at 8:40 p.m. by Selectman Coutu, seconded by Selectman Routsis, carried 5-0.*

B. Bid Recommendation Design/Build for Kimball Hill and Greeley Intersection

Chairman Luszey recognized Town Engineer Elvis Dhima to speak on this item.

Good evening Mr. Chairman and members of the Board. Elvis Dhima stated as you remember last year the Planning Board and the Board of Selectmen identified this intersection as one of the CIP projects. In January I came in front of you to ask you to get this down with town funds using corridor money. That was voted in favor as long as we did a design build so we know exactly what the cost of the design and the construction is. Soon after that, we went out for advertising. We had a mandatory pre-bid meeting. Five companies attended that. Basically there is the main lump sum contract will be for \$211,500 and there will be an alternative there for a grid smart camera for about \$25,000. I ran this by the Highway Department. They had no objections to it. It made sense. The Finance Director also reviewed it and I have a quick presentation for you to kind of show you what the design consists of and a simulation too as well. Basically we're going to widen Kimball Hill Road. We're going to do a dedicated left. We're going to do a straight one and it's under budget. With that said, I'll take any questions you might have.

Just for my purpose, Chairman Luszey asked so the not to exceed amount you're asking for a total is \$236,250 and that we have in the corridor funds. Elvis Dhima agreed. We have about \$400,000 right now.

Selectman Coutu had a couple of questions. As you may or may not know Mr. Dhima, I support anything that will improve the traffic flow in that area and after having viewed the Planning Board meeting and the discussion that occurred there and then discuss that we had, I certainly whole heartedly support it. In light of the way this was presented to us, I do have two questions. First it appears that CMA Engineers, Electric Light, Inc., and George Cairns have pooled their resources together to come up with a \$211,500 bid and will work together for the redesign of that congested intersection. What I'm missing is how much are we paying each of them? I have a passion for knowing how much we pay engineering firms. There's nothing in here that tells me how much we're paying CMA Engineers and what the engineering costs are vis a vie the Electric Light costs and the construction firm costs. Do you have that breakdown?

Elvis Dhima indicated we do not have that breakdown because it's spearheading by the George R. Cairns. That's usually standard. What they did provide for us though was a breakdown - I don't know if you have it in the packet or not. There's a breakdown of all the materials that are going to be used. There's a breakdown of the tasks involved, site inspections, the permitting, the consulting. So the whole breakdown for every single company that will be involved what their tasks are so there's no financial number next to it. If you look at the estimate quantities on page 9 out of 10, there is a breakdown of how much common excavation, straight curb, maintenance of traffic, and all that. What I can tell you is that out of this entire money for example \$15,000 is going to be traffic mitigation which is going to go to our PD. I can also tell you that most of the material that's going to be used is probably going to be purchased at Brox - crushed gravel pavement and any of that sort. That's what they provided to us quantity wise but as far as who gets what, that's not provided here. It's giving as a lump sum. We do not ask how much everyone is going to do and that's kind of hard to determine.

Chairman Luszey said the way I would state this is this is the project cost not to exceed. Basically you'd be awarding this to...Mr. Dhima explained George R. Cairns and they take care of everything else. We don't deal with all three of them. We just deal with one. Chairman Luszey asked Selectman Coutu if that helped. Selectman Coutu stated no. It doesn't tell me how much we're paying the engineering firm. I'd like to know if they're getting a third, 25 percent, 40 percent. I don't know what they're getting.

Mr. Dhima indicated I can give you a rough estimate. I would say probably between \$20,000 - \$35,000. Then Electrical Light was going to do the lights, modification to the traffic box based on what equipment is needed. It could be something like 20 to 32 and then the rest go to GC who's going to do the site work, widen the lane, all the work associated with that. He's going to pay the bonds so already he's submitted payment bonds, performance bonds, insurance in which the town is also included. Those are the costs that the site contractor will have to carry. Selectman Coutu stated you're guessing between \$20,000 and \$35,000 will go to CMA Engineers project. Mr. Dhima said yes.

Selectman Coutu's other question is relative to the second motion which would be to approve the addition of a video detection to the traffic signal at the intersection of Kimball Hill and Route 111 for \$24,750 which would be in addition to \$211,500. For the viewing audience and for us as well, could you give us an explanation as to - first of all do we have any other intersections that have video detection? Elvis Dhima said yes we do have other intersections that have video detection. Not this kind of camera but we have the old generation cameras. One of them would be at the Nottingham Plaza - Fox Hollow and Lowell Road. If you drive on that intersection, you'll see those four cameras there in each direction. This particular camera is recommended by the State and that's what they use. It's called a "Smart Grid Camera" and basically you only need one camera Selectman Coutu for the entire intersection. You don't need 15 cameras. This one has a 360 view so basically it can go around and see exactly what's going on. On top of that the reason they use cameras is so we don't utilize the loops in the ground anymore so in case of pavement being redone, we don't have to worry about the detections anymore. The loops only tell us if there's a vehicle there or not. It doesn't tell us there's 50 vehicles there's a backup. The smart grid cameras do that and that's what this alternative is. Selectman Coutu asked this camera will control the lighting devices at the intersection as a result of what it sees for traffic flow and in any given direction. Mr. Dhima said correct. It will do Greeley, Route 111, Windham, and Kimball Hill. It's just one camera. I don't know how they do that. It's like Star Wars to me but they have the technology now to basically have one camera to do it all. Selectman Coutu asked monitoring this camera will be - is there anybody monitoring this camera? Is it the State? Mr. Dhima said this is State owned so we're going to give it back to them and they can do whatever they need to. Basically it's going to give us a better operation of the entire intersection.

Selectman Coutu asked when would you anticipate this to start and what would be the completion date. Elvis Dhima said we're looking to get this design approved by the State in the next couple of months and I'm hoping to be in front of you for the acceptance of the work by the end of August. This will be quick, quick, quick. Selectman Coutu asked will this be a fall project or a spring project 2018. Mr. Dhima indicated it will be a summer project. We'll be done August of this year. We're talking 3 to 4 months. Selectman Coutu stated I'm satisfied. I support the project. I think it's going to be a tremendous asset for that intersection. Anything is better than what they have. Thank you for your work.

Selectman Routsis remembered when you came in initially to ask to put this out to bid that the conceptual design you had showed a widening of 111 in front of the church. Are we still doing that because my concern is that it will bottleneck. Elvis Dhima said basically when we went out to bid we said we want to do something at Kimball Hill and we want to do something at 111. While we were envisioning having two left lanes - having a dedicated left lane on Kimball Hill and another dedicated lane straight and left but the traffic wasn't there to have two left lanes. Because we don't need two left lanes from Kimball Hill going to 111, it wasn't justifiable. The consultant didn't think that he could justify it to the

State. Therefore widening 111 at this time would not be recommended. What they do recommend is widening Kimball Hill to do a dedicated left and a dedicated straight because there's so much backup there and basically people don't want to take a left. They're holding everyone back that wants to take it straight. I do have a quick demonstration. It's about a minute to kind of show what it's going to look like if it makes sense or not.

Chairman Luszey asked where would you be taking the land to widen Kimball. Elvis Dhima explained it's going to be where the lane is right now the center of the road is going to remain the same and we're just going to go to the right a little bit. People are already driving where that little park - the cemetery will not be impacted.

Elvis Dhima demonstrated the simulation.

Selectman Morin said looking at the turning lane with traffic at 5 o'clock there is that going to be big enough to handle all that. They're backed up to Bush Hill Road at times. Mr. Dhima stated we're widening it. We're making the lanes 12 feet wide because we're concerned about that radius. So our consultant and the plan is showing 12 feet lanes. So 12 for the left, 12 for the straight, and there's going to be another 2 foot shoulder. Steve Malizia asked how far back does it go. Mr. Dhima said we can only go back as far as where the retaining wall at the cemetery allows us to because we do not want to impact the cemetery. We're going back around 100 to 120 feet.

Mr. Dhima demonstrated on the simulation again.

Selectman Morin indicated for the rush hour traffic at 5 o'clock up to Bush Hill Road, that's still not putting many cars into that lane 100 feet. My other question is on Greeley Street is that an island on the center. Elvis Dhima said it was just showing it for the presentation purposes. There will not be work on Windham, Greeley, or 102. It's simply Kimball Hill. Mr. Dhima said yes more could be done. Unfortunately the right of way, the cemetery only allows us to go back so far but it will address the consultant thinks it will improve 25 to 45 percent there with the dedicated left lane.

Chairman Luszey noted if we were to get the circumferential built and you won't have that problem. That is the circumferential outlet. Any other comments? Questions? Seeing none, I'll entertain a motion.

Motion by Selectman Routsis, seconded by Selectman Morin, to award the bid for the Design/Build for Kimball Hill Road and Greeley Street Intersection in the amount not to exceed \$211,500 from Corridor Account 2070-086 to George R. Cairns and Sons, Inc., the only bidder, as recommended by the Town Engineer and the Finance Director, carried 5-0.

Motion by Selectman Routsis, seconded by Selectman Morin, to approve the addition of video detection to the traffic signal system at the intersection of Kimball Road and Greeley Street to George R. Cairns and Sons, Inc., for the amount not to exceed \$24,750 from Corridor Account 2070-086 as recommended by the Town Engineer and the Finance Director, carried 5-0.

8. NEW BUSINESS

A. 238 Central Street Request to Rezone

Chairman Luszey recognize Town Administrator Steve Malizia to speak on this item.

Just to get this started, Steve Malizia indicated there's a request to rezone 238 Central Street at this intersection. It's right where Windham Road is. Mr. Trefethen came in here a couple of months ago and spoke to the Board in nonpublic but basically what he's seeking is a positive recommendation from this Board to the Planning Board to rezone his property from R2 to Business. He has some comments, some testimony but basically he understands that this Board does not rezone. The Planning Board does but he's looking for your positive recommendation. I had given this to our attorney. He recommended that we handle it this way because this again was a request to the Board.

Just a point. Selectman McGrath explained the Planning Board makes a recommendation. They put it on the warrant for the voters to approve. The voters are the ultimate to rezone.

Steve Malizia indicated Mr. Trefethen is here to answer questions and to ask for your positive recommendation.

Steve Trefethen asked to make an opening statement. My name is Steve Trefethen. I'm the owner of 238 Central Street. I have with me Mr. Marc Flattes. He's been serving almost a decade on all these boards that you guys were putting people on tonight. As a volunteer, he works with the Southern Planning Commission on Brownfields. He works with the Town of Derry Energy Commission. He's also been on the Planning Board just recently and working on the economic development as he's the Vice-Chair. He was just completing up his Masters and we were discussing this property and he decided to make that a project. So most of the work done here was done by Mark and just thought maybe if he could speak for a minute or two on your Master Plan and some other things and hopefully within 4 or 5 minutes we can get it done. I do have a book I want to hand everybody because there's two pages in the end of it. It is kind of what we gave the Town Attorney. This just speaks to the Selectmen and he suggested we go this way. I just

want to give you one because there's two pictures at the end of the book I'll be putting a big picture up and you can kind of look for both of them.

Selectman McGrath commented it would have been nice to have had this before our meeting so we could have reviewed it and become familiar with it. Mr. Trefethen indicated I'm only going to speak to just the two pictures on this. This is already in the town file I think.

Good evening everyone. Again my name is Marc Flattes. First of all I'd like to thank your Planning and your Zoning Boards. You guys really have a nicely laid out community. One of the areas that became a question was Mr. Trefethen's property 238 Central Street. Going through and looking through your community, one of the things I was scaling in with my project is community planning, sustainable development to community planning with a relationship to economic development. So I was taking a look around for a community to see how I use sustainability methods such as looking at historic values, energy efficiencies, and how whole neighborhoods come together and play in relationship. Mr. Trefethen's property came in questions because of its location in the old Hudson center which went through a zoning process change. He has Central Street address which is primarily all business zoned but yet his zone in particular for his property is R2 which became a little bit of a question is why he's here seeking to do the zoning. The business zoning is in line with what your town's Master Plan calls for that area. It would lean more towards a small business not a crazy business but more like an artist type business. A small little retail establishment which currently he can't do underneath that R2 status without going through in certain cases to the Zoning Board and so on. One of the ways of streamlining it was to begin the process here at this Board, going to Planning, and to begin the process. The reason is it's conducive for the neighborhood and brings back that old Hudson center type of a building. You have Benson's Animal Park right there. I'm sorry I went there when I was a kid. I've heard it been called a couple of different things - Benson Animal Park or just plain Benson's Park. I apologize. You have the industrial park all within one mile of this area with all these historic buildings into it.

Marc Flattes said it would be nice if he could offer the ability to have a little retail shop at his address that could deal in artistic type things or say knick knacks or little areas like that which he presently can't do. That's what he's basically asking to do. I've looked at it and as far as the neighborhood goes, that would be an excellent area if the town ever considered doing a historic district and going in there through your Planning and through your Zoning and actually regulating the types and the size of the buildings and putting it back to a historic look. That would be the ideal area to do it because people could go right from Benson's. You have the Grange right there. The industrial park a short distance. You could have a nice little walkable community type setup within that neighborhood and have a nice downtown center.

Steve Trefethen indicated I'm going to read a short statement because we're going to try to move along because you have a heck of a calendar. I've never seen anything like it before. Again, I'm the owner. I'm Steve Trefethen. I'm the owner of 238 Central Street. Right now we have a property that's mostly empty. It has a couple of apartments in it. We did have a zoning change to add it was one there existing and we added another one really but it was for two. That helped a lot but the rest of the building has been kind of empty. It's only office use. I'm here requesting the Selectmen that they recommend to the Planning Board the change for the zoning. I mentioned from an R2 we want to go Business. We want to go to a B zone. It's the only property on Central Street. The only one that happened to the Windham Road being last, the only one not zoned business. The only one. All the rest of Central Street from homes to mile .2 either direction is all a business zone. It's at that intersection that you just seen there. I did pull the traffic count. I know Elvis was asked that question at the last meeting. He didn't have it but Marc was nice enough to give us all that. Every bit of information I have here is all from your GIS or your historicals - all from your own archives. In that intersection that you were just looking at, there is approximately 35,000 cars a day in 2009 and 2011. That's off of your last stats that you have from the GIS.

The current zoning at the residential Mr. Trefethen indicated is R2. It does not provide for the means of accepting any type of use other than the office use and there's no retail mix at all. All the zoning meetings do require some type of a lengthy variance process and when I say that, I mean it's really quick at the Zoning Board when you get there but if you go at the wrong time of the month and you have to wait another month and/or sometimes I think you put six cases on the Zoning Board because I've been in that situation. I was number seven and I had to wait for the next month or if they want to do a site walk, there goes 3 or 4 months. So that's kind of how that goes. Once you get there, it's great. It's pretty quick. That zone the way that's been put into that zone kind of created a hardship on the property. I'm going to show some bigger maps but I want to go through this as quick as I can for you.

Mr. Trefethen indicated I've had several businesses over the last four years, mostly when Bill was here. Bruce Buttrick had mentioned that you ought to go in and do something prior to talking to Steve and he mentioned you ought to go and try to do something with the property for planning because it's really crazy. Everybody who comes here - I know you've been dealing with this a long time you can't say yes to anything if it's not an office use. I've had some different small businesses try to relocate there. The last one was an Avon beauty cosmetic consultant. Now all she had was a couple of racks of products and then they hope you buy on line and all that but they have to sell it. If they want to buy them, I say well I can't do any sales there. I have to tell you you have to go to town. You'd probably go through zoning. I don't think it will be a big issue and their answer is always the same. It's just me. How long is this going to take two or three months? I want to start working tomorrow. That's happened 15 times over the last four years. I have none of

them there. I want to say I've almost given up. I haven't. I still have newspaper ads but it's been a problem. I've had that. I've also had an art studio there. What she did was a painter and then she puts them up on the wall and she sells them. I said again you have to go through the variance. I've had a (inaudible) class that want to sell some products. I said you have to go through the town and I've never seen them again. A little jewelry repair and design shop I had. I also have a small religious book and artifact retail shop which would have been great right next to the Baptist Church if I could get it. There you go for another variance again. That's just a few of them.

Steve Trefethen indicated Mr. Flattes was nice enough to give me this stuff. I was asked some of these questions at the Zoning Board and I had zero answer cuz I could never find anything. There's a picture here of the Baptist Church and you really don't need to see it. I'll just explain it. It says in 1880, this photo was Hudson center in 1880. It shows my building and the Baptist Church there. Also I have another one here of the building in 1926 through 1950. It was owned and occupied by Everett and Ruth Hamblett. They were both in business in the Hudson center. He operated the filling station. Right on the other side of the Grange, in the back of the Grange building and my building was the train depot. That's where everybody got off the train. Right to the right side of the Grange was Mr. Hamblett's gas station. It was a small little gas station so he operated that - the filling station, and Ruth had the gift shop. I'm sure she probably worked out of the house I'm guessing and had the gift shop there. This is a 1976 photo. There is a photo with the building with a gas station. That gas station has since moved to the Burger King. That's the 7-11 now. They finally moved it over there and the price for gas when he was operating was \$.24 a gallon. I guess we're not going to see that anymore. It says it moved onto Central Street near the location of Burger King. These are in your historical. These are Town of Hudson's. Then to the right side of the town house, the Harvey Lewis coal grain grocery. That was on the other side over there also by the Grange. The town still owns that property and that was kind of the Hudson center too. I think there's a pump station or something there now down that little road.

Mr. Trefethen indicated I have a picture here. It's not in the book. I'm going to roll out these big pictures next but it does show right before - this is in your GIS. Our building is here and the Baptist Church is here. This is where Windham Road ended. What that says on your GIS is Route 111 off Old Windham Road. So this is where it was and the property - this building which is why it's still a Central Street address was here. When they put this little carry through, they decided to move it. I don't know if they had trouble moving it but the State, the town, or somebody built a new foundation. They had already gotten rid of the train depot so they had the train track area. They moved it back and by doing that when they drew the zoning map, they drew the R2 like this. It should have come like it did here right straight through to business. Because they put Windham Road, it was never zoned that way. It just got done that way. These two maps you have in the back of your book on the last two page which is why I brought you the book, basically your business zone is like this. When they did Windham Road, and you can see right here is our building. There's the Grange. This was the gas station in the Windham center. What you'll see is they brought this zone down like this. They actually ran the zone out to the center of Greeley which is everything going on there and 111. You'll see where they ran it straight up 20 feet off my property. That's what they did. They put that property in the R2 zone. They changed it. They actually changed the use of it. Again it was used for residential too because everybody lived there because that's how they did it was a 2 zone way back whenever. Had this line been carried through like it should have been, you'll see that it would have made a lot more sense and it would have put at least the Grange and our building in the Business Zone.

The other thing you'll notice which is kind of interesting. It just came up and Mr. Trefethen thought Planning may need to look at this. If you take a look at Mario Plante's building the Nan King, half of his building is in R2. I don't know if Mario coming in for variances every time? I don't know if Mario is coming in or does that mean he doesn't have to come in because half is not and half isn't. Maybe they need to look at that. I'm not here to advocate for his building. I'm just saying but you can see where that should have went straight through. Then the other picture you have at the very back part of your map shows our property. This whole thing - everything in red including the duplexes and the single families and everything you have up here, everything is a B Zone. They can do all the things I can't do but I sit at the five-way light with 35,000 cars a day in 2011. I sit at the busiest intersection probably in Hudson which is why you just looked at Elvis' display. This is all B. This is your industrial section here. Whatever happened here when they finally put this road in and they agreed to move the house back, it should have stayed in this zone and it didn't? It goes all the way up to this whole red. All we're asking tonight is that the Selectmen just move this forward to the Planning Board so we can give them maybe some more details and go over it and see if they'd be willing to look at just finishing this off here or they can put us in a zone that we can use. The building is only 6,000 feet and we only have so many spots. This is not going to be a Burger King or a McDonald's I can tell you that now. I'd like to have the opportunity to use it in the B zone like everybody has along this whole road.

Selectman McGrath indicated I have some questions and a final comment. You sought a variance 2 to 3 years ago for this property you and your girlfriend I think came in at the time. Steve Trefethen noted my girlfriend of 40 years, that's my wife. Selectman McGrath said well whatever she - I think you introduced her as your girlfriend...Mr. Trefethen said I hope not. I don't want to see that tape but I can assure you I have not. Selectman McGrath said you brought in a young lady with you let me just say that. Mr. Trefethen said she's going to love you. I'm bringing this tape home. Selectman McGrath stated make sure it's the same young lady. Mr. Trefethen said you don't have to worry about that. You don't have around 40 years because you bring different young ladies at least I don't know how you do that. Selectman McGrath continued so you sought a variance and you wanted to have the businesses remain that were there. I think you had a medical office or you had some office space in there and then you were seeking to have 2 to 3

apartments. We had a site walk done so that the Fire Department could take a look at it through health safety reasons. That was granted correct?

Just for an update on what this Select lady has asked me here, Steve Trefethen said originally the downstairs part of that building - the building was owned by Ernie Dionne. His wife was kind of sick. He had it for years and years. I think he had it since the addition in the '70s when the train station got moved. He had a nice apartment down there and then he also had his like an H & R Block. He was the tax guy. I think the Chair of the Zoning Board at the time, he did his taxes and used to have coffee in his apartment for 10 or 15 years. He mentioned that at the meeting. What we did was we went in there and said we'd like to just make that whole downstairs because Ernie had gone his move from his wife to Arizona. We'd like to have one more apartment there with the one we already have there and so we got that zoned property. We made sure the Fire Department came in. We had to put two R ceilings in it. I'm not one of those guys that comes in and asks for forgiveness. I come and ask for approval and try to get that. We did do that and we kept the rest of the building existing the same.

Selectman McGrath thought it was more than just the one apartment. I thought that you were seeking two. Mr. Trefethen said we had to seek two because it was never really - see that's the problem with this whole thing. Let me just say...Selectman McGrath said let's just...Mr. Trefethen said I was but I want to mention that though because everything we do has to be under a variance. Ernie had an apartment there and again the Chairman of the Zoning Board had been going there for 10 years but nobody had ever done anything. There was nothing in the file. If we're going to have an apartment, we want to add one. We just want to tell them it's two because we wanted to get Fire in there too. That's how that came about as far as outside of the Zoning Board.

Selectman McGrath indicated you were in again before the Zoning Board within the last year or so and you were seeking to expand the apartments in that building, correct? Steve Trefethen said we were. So we came back again because the apartments worked out great, no cause, no people, we could do whatever, and the offices were empty. I had gone done. We had talked to the Fire Department. We do a full blown sprinkler plan for the Fire Department. We talked to Joe Triolo. We worked with him for a couple of months and the sprinkler company. Joe was satisfied and I said Joe once you're satisfied we'll go back to Zoning. We'll see if they'll allow us to put some apartments there. It would be right now the simplest thing to do if we can do that because we just can't get the offices done and nobody will wait around for the retail use because of the time it takes. These are single mostly one person trying to open up a small little store. So we did come back and we were not granted that use. After that, I went to talk to Steve Malizia. Marc did a whole project on it. I talked to Bruce Buttrick what's your recommendation guys. How do we do this? Can we do anything with the building so we can use the building accordingly? After talking to Bruce and Steve, Steve was nice enough to give the Town Attorney my package and then they came back with this recommendation. Maybe we should go through the process. If it's empty, too bad you'll have to wait til October/November. The process the way it works in an SB2 town and we're willing to do it. We've already had it empty four years. I'm okay with another six months. I'm just going through the process that I was directed through the town and the Town Attorney to try to eliminate this various thing and put it in front of the Zoning Board all the time. It may not even be fair to them. I don't know. I always thought that was the way to do it but I think this makes more sense.

Selectman McGrath's comment just asking those two questions. I was on the Zoning Board and I don't remember if I was the liaison the first time around or if I was a member at the Board at that time. I do remember you and I remember your property. I remember questioning whether or not the Fire Department needed to go through for safety because you were talking about a basement egress for the apartment. My comment about this proposal is this. I don't think that this is something - I know that we're allowed to do this. We're allowed to make a recommendation to the Planning Board but I don't think that we should. The weight of our offices, the offices that we hold, I think are far greater and carry far more meaning sometimes. The Planning Board is the authority for doing zoning changes. This particular property - and the reason why it's probably in the R2 zone and I don't remember but I suspect that the reason why it's in R2 is because it was part of the Greeley Street residential area. It came up that far. It's right behind you and it goes east towards the industrial parks along that street that your property is actually on. I suspect that the reason why it wasn't changed is because there's residential behind it. I can understand the argument you're making because if you stand there and you look at it - if I erased all of the memory that I had about planning and zoning and I just stood there and I looked at the property, I can see the argument that he's making. There's businesses to the west so I can see that argument being made but you also have properties behind it that are residential. They may have an argument that they want that to remain residential because it may impact their properties. All of that gets cashed out at a Planning Board meeting. They look at it and they're not specifically spot zoning. They can actually look at the surrounding properties and make the arguments and hear the arguments for why it should be changed or why it shouldn't be changed. I know people get sick of hearing me say this but I'm the only one here that served on the Planning Board and the Zoning Board for a number of years. I don't think that we can all say yeah it sounds like a great idea and we should forward this to the Planning Board but the recommendation that's going to go with it is going to carry more weight than if we just let the applicant go to the Planning Board, make his presentation, make his arguments, and then let the Planning Board who is the authority to make these decisions and put it on the warrant. That's my argument. I cannot support sending this to the Planning Board from this Board with my authorization.

Chairman Luszey stated I hear you Selectman McGrath but I'll tell you, I have difficulty understanding that logic. We have a building here that has essentially become unuseful. Its office spaces now. Its empty office spaces. It's like retail

malls becoming empty which there's many communities that are now struggling to figure out what to do with all of this excess space - big space. If we don't address it, we could end up like that. I do think there's an issue with this line and I would encourage the Board to go forward but I'm one of five.

Just to respond, Selectman McGrath said I can certainly understand the argument. I can but you also have to remember that once this is zoned business, he can change that. He can change the building. He can take it down. He can put up something far more intrusive than what's there now. Of course it has to go through Planning Board process to get that development approved but you've taken away the rights of the abutters, the residential abutters and I believe at the last Zoning Board meeting one of your abutters did come in and speak in opposition to the proposal. I just think that the proper place for this is at the Planning Board level. We've got a Planning Board that is very competent. We've just added another person tonight that I know and that I don't hesitate to say that he's very competent and will weigh all of the arguments carefully and make a sound decision. Let me use an analogy. It's like me in my position as a Board of Selectmen member going and speaking to anyone one of these boards to encourage them to do something that I have no knowledge about. I just don't think it's the right thing to do. That's my position. Like I said, I can understand the argument. On the Planning Board I might be sitting there and say listen after hearing all of the Planning Board concerns and any abutter concerns, I might be right there and say yup that's the right thing to do is to change it to business. It makes sense. We don't have that information before us. We only have the information by the applicant and I understand why he wants to do it. I think everybody can understand that. You have to make the right decision and give it to the people that deal with this and make the decisions based on looking at a whole picture not just at one small snapshot. Also just doing one piece of property, that's doing spot zoning. That's not allowed. They can look at the entire property, look at the surrounding properties, and make a decision based on that and not based on emotion.

Chairman Luszey indicated I got it.

Selectman Routsis said these are just because I'm kind of curious and figuring out the difference between the R2 and the Business because I don't know much about it other than what I just read real quickly. It looks like with the business that you can only have certain types of multi-dwelling. Does that end up foregoing your apartments or because of the variance you got you can still have? Steve Trefethen said the apartments can stay. I think if we had been able to - I'm a realtor. I'm on three different boards - I'm on Massachusetts, the Commercial Board in NH. I've been trying to bill the building for five years. I've been in your newspaper for four years. If you check with the town, you'll see I'm there every week and I can't put nobody there. I could keep the apartments there. I think if I had a little bit of a retail mix, then I'd get more of - I don't have much parking so no matter what I do, it's going to all be restricted by the Planning Board anyway and your Planning Board will make that decision. I think the way I read it from your Town Attorney was that this is the process to go through to get it to the Planning Board to take care of all of those concerns. It's never going to be any type of a big box of anything but I think by just adding that business element - ideally I'd love to have the offices with a little bit of retail mix because I don't need sprinklers. The sprinklers are about \$40,000. My wife and I were going to get a mortgage for that just to fill the building. I'm getting a little older. I want to leave something to my children other than an empty building. When you talk about spot zoning over there, the reality of it is when you push the building back, it is the town that spot zoned the building then and kept it R2. It should have been put in the business zone with the rest of them. It just wasn't because they added Windham Road in 1970. All I want to do is use the building. I have the right to be able to try to use the building and I'm exhausting all efforts and every effort I know. It's already been empty for three or four years. I want to start using it and I'm willing to wait until December. I'm hoping the majority of these members will give me their recommendation so that we can get this in front of the Planning Board and they can address all of those issues.

Selectman Routsis's next question was going to be what businesses are currently in there because your board says there businesses but what's actually there. Mr. Trefethen said we don't have the money to take all the names of the sign so what we do is when somebody does go in there, they can have a company take the name off the sign and put their name on. I would like to take them all off and strip it and put a nice sign up there that says "for lease" or something but that doesn't work when it's empty. We have a local attorney there now. It seems to be if it's going to be an office, most people today are doing the office business off their phones. They're working in other States working here. That's gone and there was a big article in the paper this weekend about even the retail space now. These shopping malls are dying as quick as they can because the internet is taking 30 percent of their business. If you tell somebody gee I want give you an office space and its \$600 and I'll do the snow plow, the landscaping, taxes, and insurance, they go well I do most of this work on my phone and my little laptop and I can work out of my car and nobody knows where I am. That's been a real issue. I'm trying to add that mix to it that says hey yes Avon lady please bring in your customers where they'll come and go. It's one person. It's not a shopping center. They come in and they do whatever they do - makeup and stuff and then she shows them a few products. Maybe they take something home with them and she sets them up on line. I want to encourage those people. I don't want to come here and ask for forgiveness if it's just by putting them in there. I think if there's any retail mix at all - you've got to remember the building is already on a variance. So it's not like it's allowed to do anything. As far as the variance is concerned, it would be R2. It would be two units have a happy day. Try to pay the taxes here on R2 two units. You're done. You're closed. Ernie was talking way back when he had it was changing it over...

Point of order. Selectman Coutu stated Mr. Trefethen prefaced his remarks by saying how amazed he was. How lengthy our agenda is. I'm not interested in an Avon lady who could have, or should have, or might have. He's souring

this whole presentation. He's talking too much. I was leaning in his direction now I'm going in the other direction. He's like a snake oil salesman at this point. State the facts. She asked a question. She never got an answer. What's there now, he's telling us what's not there. We just can't seem to get to the crust of the matter here. I'm going forward to going against it at this point. Please answer the questions and be direct and let's move on with this thing.

Chairman Luszey thought all the pertinent information has been presented.

Selectman Coutu indicated she asked the question and she didn't get an answer. Selectman Routsis noted he just answered. Selectman Coutu said I didn't hear him. Is he having a private conversation?

Chairman Luszey asked if anybody had any other questions specific. What is the will of the Board?

Motion by Selectman McGrath to not forward a recommendation to the Planning Board for this rezoning request and let the applicant go directly to the Planning Board.

Selectman McGrath noted you can do that at any time. It's not going to go on the ballot until next March.

Chairman Luszey reiterated the motion to not forward to the Planning Board. Selectman McGrath said yes for the reasons that I stated.

Motion by Selectman McGrath, seconded by Selectman Coutu, to not forward a recommendation to the Planning Board for this rezoning request and let the applicant go directly to the Planning Board.

Selectman Morin asked she actually does bring up a good point. Why didn't you go to the Planning Board instead of coming here? Mr. Trefethen believed this was the best route because I don't have to wait through March. I think I was told by the Zoning Administrator that something was coming up in October and they could hear this in December. We were trying to shorten the - that's what we were told.

Selectman McGrath noted that's not so. Mr. Trefethen apologized. Selectman McGrath said don't be sorry if that's what you were told. Mr. Trefethen said maybe I misunderstood. Selectman McGrath stated it just doesn't happen to be so.

Selectman Coutu wanted to hear the discussion and see where it's going. I pretty much made up my mind now.

Selectman Morin said I just see it if there's proper channels to go why you just didn't do that. Right now to me and being new at this, you're trying to circumvent the system. That's why I asked the question. You have a Planning Board and that's what they're there for. The Board can make a recommendation but we're not going to approve anything. It still has to go to the voters. Why you didn't go to the Planning Board and just save a lot of grief for us and yourself. Steve Trefethen said, again, this went to the Town Attorney and I was directed in this avenue. Maybe the Town Administrator could speak more to that.

Steve Malizia explained when he put his request in to us, I turned it over to Dave and Dave said you have two choices. You can either forward it with a positive recommendation or you can defer it to the Planning Board but you should at least give them the opportunity to present his argument because he is a taxpayer and he has a facility and he's looking to do something with it. You're not required to do anything but you can do something. He can also go to the path of going to the Planning Board also. He can do that.

Just on that note, Chairman Luszey didn't think it's any quicker whether he goes to the Planning Board with or without our recommendation at this point if I understand the process.

Selectman McGrath said that's true. You can go at any time and the Planning Board right now isn't super busy. If you wanted to get on an agenda, you'd be able to do that rather quickly. The process is is that any zoning amendments won't be acted upon until March when it goes before the town voters. The Planning Board will look at your property, hear your argument, hear any abutters that have any concerns about it, and then make a decision about whether or not they think it's appropriate to rezone that property. Then it goes on the ballot for next March. The voters are the ultimate deciding factor in whether or not that property gets rezoned. It's not this Board and it's not the Planning Board, it's the voters.

Steve Trefethen said I was directed here. I thought this was the right way to do it. It's going to be empty for a long time. I have to decide whether the town is holding back from utilizing my property appropriately. Whatever you get to vote. Selectman McGrath indicated there isn't any vote that this Board could do or any vote that the Planning Board could do, or any employee in this building. There isn't anything that they can do that can get you there any sooner than March of next year. The voters of this town are the ultimate deciding factor in what zoning changes are either approved or disapproved.

Chairman Luszey noted there's two things. There's the zoning change. Literally changing that line. That's the voters. A variance to use, that's the ZBA.

Mr. Trefethen said the reason why I thought it would be pertinent here is if I showed you the reason why I think it should be business and you recommended to have it to them, I think everybody agrees that it really shouldn't be a residential unit at...Chairman Luszey stated it hasn't gone through the process. I think that's what we're hearing here. The correct process is for you to go to the Planning Board first. If they reject you for some reason to come back here and discuss it with us to possible go back. I do understand your concern. If we should forward this with a recommendation, the Planning Board may look at that differently than without a recommendation. Don't get me wrong. I am all for economic development in the town. Mr. Trefethen said I'm only asking for that. If the Selectmen are looking at the property and it looks like that property should be business, all I'm asking for you is...Chairman Luszey indicated I don't have all the details of why that line is there today. I didn't draw that line. We didn't draw that line. For some reason, that line was put there and it's up to the Planning Board to re-examine that line and request the voters to change it. The voters put it there quite frankly.

Not to belabor this because this is really going on for far too long, Selectman McGrath said the town went through a major rezoning effort a couple of times. The entire town was looked at including this area. I remember doing the zoning change. We did one back in the early '80s and it was a major rewrite of zoning and that got defeated at the polls. Then we've done others since then. I move the question Mr. Chairman.

Selectman Routsis asked to say something real quick. I hope you get everything you're looking for because I believe bringing more businesses is better. Like I said, I don't know much about this. I personally would have to do more research on it before I could say anything just because I'd need to know. That's where everyone else is saying Planning knows that. I can honestly tell you I don't know enough about it to be able to sit here and say I make a recommendation for this. I'd want to make sure that it benefits you as much as possible along with benefitting other people. I'm going to have to agree with everyone right now because of my lack of knowledge on it that it is better to be deferred to them first and then if you need to come back.

Selectman Coutu asked what is the motion. Chairman Luszey said the motion is not to forward a positive recommendation. Selectman Coutu noted you said not to approve or recommend. That's what you just said. The motion was to not approve or recommend a positive motion. Selectman McGrath added not to send it to the Planning Board. Selectman Coutu said not to send it to the Planning Board not to make a not to recommendation to the Planning Board. Correct? Selectman McGrath said not to give any recommendation and not to send it to the Planning Board. The applicant should take it to the Planning Board himself. Selectman Coutu said I'm just asking for the wording of the motion. My vote is aye not to forward a recommendation.

Vote: Motion carried 5-0.

Chairman Luszey strongly encouraged Mr. Trefethen to go to the Planning Board. Steve Trefethen said I was directed here. That's all.

B. Eayrs Pond Road 8" Water Main Extension

Chairman Luszey recognized Town Engineer Elvis Dhima to speak on this item.

Thank you Mr. Chairman. Elvis Dhima stated as you may know about a year ago or less, the town sold two properties on 3 and 4 Chestnut Streets. Those are 21 single family lots were created. Currently they're being proposed to be connected to the town water project. The water line agreement in front of you consists of about just less of 2,000 linear feet of an 8 inch main and 4 fire hydrants. The particular layout meets domestic and pressure requirements. With that said, I'm here in front of you tonight to ask you to approve the agreement for this water line extension with the MUC's recommendation.

Selectman McGrath had a couple of questions. I've gotten calls about this project and there's great concern among the abutters in this area. How is this going to impact the abutters for these projects? Elvis Dhima stated it's my understanding and we haven't had a pre-construction meeting yet because that subject obviously to the approval tonight but it's my understanding that this project will be done in two phases. Phase I and Phase II. Phase I consists of about 10 to 12 properties developed along Chestnut Street which is already in place. Basically the water line is going to be installed, the road is going to be widened and upgraded, and that will be it for this year. Next year, they'll go back and do Lucier Park Drive which will be the remaining of the lots and will be basically a closed loop of the road.

Selectman McGrath indicated I know you're looking for the water main extension but you just said that they're going to widen the road. Mr. Dhima said not widen the road, update the road I should say within the existing right of way. Selectman McGrath said that was a great concern for the abutters that called me. Because they have a difficult time now parking their cars, cars park on the road and actually block driveways and block the utilization from some of the other people that live there. This project approving this isn't going to exacerbate any of that or create more of a problem. Elvis Dhima stated this is only water related for tonight. This is just approving the water line and that's it.

Chairman Luszey said this would all be approved by the Planning Board. Mr. Dhima agreed the Planning Board. The construction plans and all that, yes that goes through that. Selectman McGrath was concerned because of the calls that I've gotten. It's a small neighborhood and it's all TR zoned, small lots. Mr. Dhima said it was a big impact and the tree clearing started already. I received the phone calls, the e-mails, and I've responded to the best of my ability. I believe the developer is out there answering any questions that people might have. Yes it's a big change. It basically was a wooded area. The town owned the property. We sold it. It got bought and it's being developed. I think that's why the intent is to break it in two phases so it's not a massive impact to the entire abutters there.

By approving the water main, Selectman McGrath asked that would give them increased density for the project as opposed to if they were required to put in wells. Elvis Dhima indicated there's no sewer there obviously so there's going to be septic but there will be water there. That's usually more like a Planning Board question. What I can tell you is that the lots have been...Selectman McGrath knew that there have been discussions upstairs that's why I'm asking you. Mr. Dhima said yes. Basically the number of lots is connected to the water line. If they cannot get the water, obviously the 10,000 square feet per lot is out of the question and then have to go in and put the well and all that. Yes absolutely that will change the game. The reason that's for that is basically subject to the water line. Selectman McGrath said they're looking to increase density. Elvis said to match basically what's already out there yes.

Selectman Routsis asked does Eayrs Pond Road already have a water line. They're predominantly well there. Mr. Dhima said no most of the ones that I'm aware of they're 10,000 square feet. They all have septic and they're connected to town water. Usually for 10,000 square feet, you cannot put the radius which is about 75 and a septic system unless they encroach. We've seen cases like that but in this case, this area is served by town water and there's already an 8 inch line there already which we'll be tapping into.

Motion by Selectman Coutu, seconded by Selectman Morin, to approve and sign the proposed Water Line Extension Agreement for the Eayrs Pond Road 8" water main extension, carried 4-1. Selectman McGrath in opposition.

C. Highway Dept. - Flatbed Truck Replacement

Chairman Luszey recognized Road Agent Kevin Burns to speak on this item.

Good evening. Kevin Burns stated I will endeavor to be brief. This truck was approved in the FY18 budget. It's replacing a 1997 Johnston which used to be our street sweeper. Ten years ago we modified it and turned it into our flatbed. We budgeted \$38,000 - half of that from the tax rate, half from the sewer utility. We found the truck we wanted was on the State bid list through Hillsborough Ford for \$32,995. I had budgeted \$38,000 so a significant savings. I'm going to reuse the body from the existing truck, the crane, water tank, fuel tank which all by itself would probably cost another \$30,000. When we're done, we're going to have a \$60,000 truck for \$32,000.

Chairman Luszey asked if there were any questions or comments for Mr. Burns.

Motion by Selectman Coutu, seconded by Selectman Routsis, to waive the competitive bidding requirements as outlined in Town Code 98-1(C) and to award the purchase to Hillsboro Ford from the State bid list for a 2017 Ford F-550 4x2 with extended wheel base in the amount of \$32,995 as recommended by the Road Agent and the Finance Director. The Town will not accept delivery or make payment prior to July 1, 2017, carried 5-0.

D. Highway Dept. - Replacement Excavator Lease Purchase

Chairman Luszey recognized Road Agent Kevin Burns to speak on this item.

Again Kevin Burns stated this is for the next budget. We've prepared detail specifications to replace our existing rubber tire excavator. In doing some research, I found excavators that met our specifications through the NJPA which we've used several times. It's a national joint purchasing agency which we are a member. We most recently used it to buy our chipper in this fiscal year. We bought sweepers before. The price I think is phenomenal for \$198,000 for a rubber tired excavator. If Kevin Burns Construction went to go buy this off the lot, it would be \$275,000 all day long. I think it's a great price. I also found a competitive machine from Caterpillar which they're the top two dogs right now for excavators is Caterpillar and Volvo. That was \$219,000. I think this price is fabulous.

Chairman Luszey asked if there were questions or comments.

Motion by Selectman Coutu, seconded by Selectman Routsis, to waive the competitive bidding requirements as outlined in Town Code 98-1(C) and to award the lease/purchase to Chadwick-BaRoss from the National Joint Powers Alliance bid list for a new Volvo EW180E excavator in the net amount of \$198,282 as recommended by the Road Agent and the Finance Director. The Town will not accept delivery or make payment prior to July 1, 2017, carried 5-0.

E. Town Wide Paving Contract Extension

Chairman Luszey recognized Road Agent Kevin Burns to speak on this item.

Last but not least Kevin Burns said again this is for the next fiscal year, Brox has once again offered to extend our contract for another year. I have checked around to other communities that have recently had their bid openings. We are still significantly lower than anyone else is paying. I mentioned in my letter Nashua who does twice the volume of work that we do, we still get a much better price. If we use their prices this year, we would have spent over \$60,000 more to get the same amount of work done. I would recommend accepting their offer to extend the contract for another fiscal year.

Selectman Routsis asked do we only do this on a yearly basis or is there a way to get it for a longer term at a set price. Chairman Luszey said no. Selectman Coutu said no oil prices fluctuate unless they offered us. Mr. Burns didn't know if we could commit past the budget. Chairman Luszey said we couldn't do it for this year but you could do it for next year. Steve Malizia indicated we'd have to have some sort of non-appropriation clause or something like that which is typically the leases we talked about. They have those clauses but this is paving. You're basically paving today what you paid 5, 6, 7 years ago. As long as they keep doing it, keep taking it.

Selectman Routsis said let's say next year for some reason it spikes if we could get...Mr. Malizia indicated you'd go out to bid at that point.

Motion by Selectman Morin, seconded by Selectman McGrath, to extend the Town Wide Paving Contract with Brox Industries, Inc. for fiscal year 2018 as recommended by the Road Agent and the Finance Director, carried 5-0.

F. Purchasing 3 Police Sport Utility Interceptor Vehicles

Chairman Luszey recognized Police Chief Lavoie to speak on this item. Also joining Chief Lavoie is Captain DiNapoli.

Good evening. Chief Lavoie stated once again we're back with cruiser bids as we've been doing this replacement cycle for many, many years. Following the bid package, we solicited some bids from four dealerships. There was also an ad placed in the Telegraph. One of the bids that did come in did not meet the bid requirements as specified in the package. When all was said and done and you're adding up the difference between the price of new vehicles and the trade ins, the bids were opened up by Patti Barry in her office. The lowest bid was Grappone Ford out of Bow, New Hampshire. They came in under the others by a little over \$2,000.

Selectman McGrath asked aren't the same ones last year. Weren't they the low bidder last year? Chief Lavoie said no we were with MHQ last year. MHQ finished second this year.

Motion by Selectman McGrath, seconded by Selectman Routsis, to award the bid for three (3) Police Sport Utility Interceptor Vehicles at the net bid price of \$67,364 to the lowest bidder, Grappone Ford, as recommended by the Police Chief and the Finance Director, carried 5-0.

G. Freedom Field I - First Renewal Agreement

Chairman Luszey recognized Town Administrator Steve Malizia and Recreation Director Dave Yates.

Steve Malizia stated we had put this item on the agenda in anticipation of being able to recommend that the Board sign this agreement. Something has come up. It was identified to us that we need to put a clause in regarding taxation on municipally owned land. We made a mistake. We're not ready to have you vote on this. We sent it over to Freedom Field - the Hudson United Soccer people. We need their concurrence and their approval before we do it. We thought we had it all done. I made the mistake so I have to defer this to the next meeting.

Chairman Luszey noted we're going to defer G. and H.

Mr. Malizia again said we're trying in good faith get another soccer field built. That's the whole parameter of this. Unfortunately this language we need to put in and we need to give them the ability to approve that language.

Selectman McGrath asked can that be used for anything else other than soccer. Mr. Malizia indicated it will be a multi-purpose field. So the intention is we've all be using the word "soccer" but you'll also use it for lacrosse and whatever else you can fit on that as an activity. We're actually using the word "multi-purpose" as far as when we go out to do bid. We're not using the word "soccer". Selectman McGrath noted soccer was mentioned. Mr. Malizia said they originally had the ability to go to soccer fields. They're going to give up the right to build the second one. We're looking to do an RFP to actually construct a multi-purpose field of which soccer, lacrosse, whatever else you can fit into that rectangular shape. Selectman McGrath stated I read this with my eyes glazing over but I did read it. Mr. Malizia said we're trying to move the ball and like I say I apologize. It was my mistake that we didn't capture the lease language. We've got to give them an opportunity to agree to it. I would expect that if they can get to that agreement, we will put it on the next agenda. We actually sent them the language but I didn't want to force them to do something.

H. Freedom Field II - deferred

I. Land Use Division

Chairman Luszey recognized Town Administrator Steve Malizia.

Steve Malizia indicated we've had conversation obviously about replacing the Town Planner. I've actually had conversation as directed with MRI - Municipal Resource folks. There is a dearth of Town Planners out there. There seems to be a segment of the population that is mature and getting ready to retire. There's a rather large gap in the Town Planner industry and there's some younger folks getting into town planning. I say younger, I'm talking early 30s. It's a challenge and it will be a challenge for us to replace a Planner. I had a conversation with the Chairman looking to see perhaps we look at this differently and maybe expand the duties to be the Land Use Division Director. As you recall, years ago MRI did a study for the town and we actually implemented a Land Use Division with a Community Development Director. That encompassed zoning, planning, engineering, and building inspection. We've clearly moved the building inspection out and we've also moved the zoning out. There is some argument to be made that planning and zoning really work hand in hand and if that were to be the case, we'd have enough folks there that we would more than likely should look at a model that has a Director or someone in charge of those functions. That someone in this case could be /Town Planner. In other words, you'd look for someone maybe who's looked to get up into a higher level of management. It was just suggested that we have a conversation at this level to see if the Board is interested in this concept. Again the goal would be to coordinate and again as we had it before, put all the land use functions under one command. That's the start of the discussion.

Chairman Luszey stated it also really springboards off the conversation we had at our last meeting when we had five resumes. This would elevate that position to where we believe we could get a much broader and higher caliber I guess is the word I would use applicants to fill this role.

Steve Malizia indicated we would not be looking to add any bodies. We'd be looking to have this individual also serve or certainly lead the planning function. They would certainly have to do the planning. That's what the conversation is about.

Chairman Luszey asked for questions or comments.

Selectman Morin believed it was a good idea but is it going to hinder - you guys just said that it's going to bring a broader base of people coming in but this is adding another responsibility and we only got five before. Is this really going to help? Chairman Luszey was hoping because it ups the level of...Steve Malizia explained let's say I'm a Town Planner in another community and maybe I've been there for a little while. I'm not going to jump here to be Town Planner here. Perhaps if I have a higher level of responsibility, I may be inclined and I don't know - I don't know the answer if they're going to but I might look at that opportunity differently than sitting there saying why would I want to go there if I'm already here. I want to promote myself.

Selectman Morin asked is there any other towns that do this. Mr. Malizia knows Merrimack had a Community Development Director. Selectman Morin asked if it encompassed this also. Mr. Malizia indicated every town is unique. So for example this position would have economic development responsibility also. I can't speak that if other towns they may have someone separate doing that function. We are a very lean operation. When our previous Community Development Director was here, he was also the Zoning Administrator. Often times they serve in a technical role and a supervisory role. To be frank, we'll all set up a little differently.

Selectman Morin asked what's the increase in salary going to be with the extra duties. Steve Malizia said if you take the base level of the Town Planner - I believe the number was \$72,000 or \$73,000, it goes up to the low 90s. This would start at the 90 or whatever level you want it to. It basically would be a step above.

Selectman Coutu thought this was an awful lot to digest. We've had a five minute discussion and I think we're ready to approve this. We're asking to create a position that's going to be \$20,000 more than what we presently are paying for the position which would lend some credence to whoever wrote the Thumbs Down in the recent paper that I chased Mr. Cashell out of here and we're going to have to pay twice as much for the position now and here we are. We're not paying twice as much. We're trying to create a new position for \$20,000 more and it will be higher than some of our department heads that have been here for quite some time and have been seeking increases and we're planning on bringing in a new person at an equal to or a higher salary. It seems to me we revisit this every three years. My voice is hoarse because I was on the witness stand for 4 ½ hours today. It seems to me that we revisit this every 3 to 4 years. We had a Community Development Director. It didn't work. We brought in an Assistant Town Administrator, that didn't work. We restructured it under the Fire Department and now apparently that's not working. Now we're going to change a lot of these positions and put them all under a new division head. Three or four years from now, we're going to be revisiting it again. There's no stability in this area at all. Can I continue?

Chairman Luszey asked...Selectman Coutu said I'm done. Go ahead. As usual, take over. Take over. Chairman Luszey said it's not as usual. Selectman Coutu said yeah it is. You do this to me every single time I'm in the middle of a thought you interrupt me. You just did it again. I'm done. Go ahead. Chairman Luszey said don't do this every three years. We actually threw the Zoning Administrator into Inspectional Services because we had nowhere to put him and hence

why we're back here. We're all trying to do what is the right thing for the town in order to make sure we provide the best level of services that we are capable of doing.

Selectman Routsis's first question on this was the beginning potential salary on this is what we would offer up to for someone else in the other position? So we had a range in the other one, right? Steve Malizia indicated the Town Planner is in a contract. It's under the Supervisor's Association. I don't have it in front of me but it's approximately \$72,000 to the low \$90,000 - \$93,000 range. The previous incumbent was making \$93,000 because he had been here 12, 13 or 14 years. In evaluating this just quite simply put, that may not be an attractive enough salary to attract a certain caliber person. If you started them at the low end, and this is just a suggestion, they wouldn't be making any more than the Planner was making when we left here. Again we do have to worry about internal equity. I'm not going to recommend bringing somebody in who makes more than everybody else because I don't know what they're capable of doing. Until they get here and actually perform the work, it would seem like it's not a great idea to do that. We didn't attract much at the salary level that we were out there trying to attract somebody. If we broaden the net, we may attract more candidates. That's always a possibility.

Selectman Routsis asked with this we're looking at getting someone that potentially has years of experience but is looking for more than what they're currently doing as a planner so we'll be able to bring more so they'll bring that experience with them? Steve Malizia said it would be required to have more experience. It would be required to have at least five years of supervisory capability. There are certain requirements that yeah you need to be more of a senior person as opposed to we had a lot of maybe folks that don't have as much planning experience who applied the last time. I'm not diminishing them or anything. I'm just saying we had some relatively inexperienced, in my opinion, applicants for the planning. It doesn't mean if we go across the country it won't change but this is just something for your consideration.

Selectman McGrath indicated I'm in support of this proposal. This is something that I think it's an ideal situation to have all of the land use individuals under one umbrella and under one leadership. Despite the Code Enforcement Officer currently being under the Fire Department, the Planner that we did have working for the town he assisted, he guided the Code Enforcement Officer because he's a fairly new employee to the Town of Hudson. John had that experience and he was willing to share that experience and that guidance to assist him. He did that with the former Code Enforcement Officer that was here for a short time. It worked well because they all have to work together every one of them. The Planner has to be able to work with the Zoning Administrator, the Code Enforcement Officer. He has to work with the Permit Technician and people that are granting building permits for developments that may have gone before the Planning Board or gone before the Zoning Board. The Assessing Department works with all of them. It's a natural setup for our land use individuals that we rely on and that the town's people rely on. It creates an environment where everybody knows what's going on within that department and who to seek the experience from and advice from and when you have one person leading it, it just makes it better. It makes it easier and it makes it easier for the people that are coming in seeking help whether it's the developers or individuals from the town that need advice. I just think that this is an ideal setup and I fully support it. I'm confident that we could find someone that would fill that spot.

Just to go one step further, Selectman McGrath indicated I haven't been and I've been vocal about not supporting having this part of Code Enforcement and Zoning under the Fire Department's banner because it didn't make sense to me. I do think that Chief Buxton deserves accolades for all that he's done to try and guide that department in the right way. I just think that this is a better format for us for the town and it's something that the people in this town are used to.

Selectman Routsis had a last question. I'm assuming you already thought of what our next step would be if we said yes to this. Would this be something we would post on our own or would we use MRI? I know our last discussion was MRI. Steve Malizia recommended using MRI because of their ability to cast a wider net. We would certainly use them to get us to candidates and then we would look at the candidates. The subcommittee that we formed would be in charge of interviewing those candidates. I don't expect them to pick the right fit for us. We have to pick the right fit for us but we have to get the candidates to evaluate in the first place. I think they just have a broader network. They have a lot more connections. They'll actually go and recruit people. They'll call somebody. Hey Joe there's an opportunity here. I think you might want to look at it as opposed to hoping somebody does it. I say that but we also own the process when we get the resumes. Let's say we got 20 resumes. They might have a recommendation if we want them to but if not, we go through the resumes and we pick five. We pick six, whatever. The subcommittee interviews. Potentially we get three. They come to the Board for interviews. That's an ideal process. It doesn't always work that way but your goal is to try to cast the net that you look for as many qualified candidates as you can. Even if you don't do this, that's still what we're going to do with the Town Planner. I think they're going to have to cast a wider net just based on what we see.

Selectman Routsis asked did we find rough estimate because obviously it's going to be based on a potential percentage of what they make but did we find out roughly what the cost would be for MRI? Mr. Malizia said probably \$10,000 to \$20,000 but that's a very rough number.

Motion by Selectman McGrath, seconded by Selectman Morin, to approve the Land Use Division reorganization and the Land Use Director job description and to authorize the recruitment of candidates for the position of Land Use Director.

Selectman Routsis asked do want to add in from MRI or does that not matter. Steve Malizia indicated in my opinion you've given me authority to do something. I'm just taking this and using that authority to do this. It's up to you if you want to change it but that's what I was planning on doing.

Vote: Motion carried 4-1. Selectman Coutu in opposition. We'll be back here in three years reorganizing it. Chairman Luszey noted then we'll reorganize it again.

J. Revenues and Expenditures

Chairman Luszey recognized Town Administrator Steve Malizia.

Steve Malizia explained we are 75 percent of the way through the year. This is through the end of March. Hopefully the end of the snow. Again we had talked about the truck frames. We have one out. It appears KC and I looked at the budget. I believe there's a transfer upstairs. We'll be able to do three this year. We believe we've identified money in some various contingency - legal, town poor. We've had a pretty reasonable year so we'll be able to assist the Highway Department getting those funds. He doesn't have the money to do it himself. He's cut back on basically any sort of extraneous effort. He'll do his continued clean up and what not but he's basically tapped out. We're going to utilize money. Again there's a transfer upstairs to do that.

From a legal perspective, Mr. Malizia said we look in decent shape. From a Town Poor perspective, we look in decent shape. Most of the other departments are tracking fairly well so we should make our numbers. Again we have commitments in here that we do purchase orders. We don't always spend all that money. Automobiles continue to be strong - 83.4 percent. Ambulance revenue - looks like it's going to definitely hit the mark. I believe we're a month behind and we're at 83 or 84 percent there. Typical things that we look at look like they're on track to actually be a little bit better. I also believe we sold \$700,000 worth of town owned land which will go into our coffers and obviously we've committed some of that funding to fire station but it looks like we'll be able to accomplish that task with money to spare in our surplus. Again this is through the end of March. We just did this the last meeting. We were off cycle a little bit so we typically do this the first meeting of the month and that's why it's here again.

K. Liaison Assignments

Chairman Luszey indicated I've passed out the liaison assignments. Any questions or concerns?

Selectman Coutu noted I will not be taking IT. I have no experience in IT and I don't want it. I didn't request that. I wasn't granted my request so just leave it as is the rest of it. I also would like to be removed from the interview panel. I'm not going to be interviewing for a Town Planner and you're going to be interviewing for a position that I do not support so I wish to be removed.

Chairman Luszey asked if there were any other changes. Okay.

Steve Malizia noted in deference to Selectman Coutu's request, I'm concerned about the interview panel because there were two Selectmen. I need somebody. I presume you would want to still have two Selectmen. Chairman Luszey asked do we need to do that tonight. You're just getting the stuff out right. Mr. Malizia said we're going to have to do it at some point. Selectman McGrath noted I'm on the committee. Mr. Morin had expressed some interest in serving on that. Chairman Luszey indicated Selectman Morin will take Selectman Coutu's place.

9. OTHER BUSINESS/REMARKS BY THE SELECTMEN

Selectman McGrath - I think I've said enough this evening. Thank you.

Selectman Morin - Just a couple things. The last couple of weeks I've been getting a lot of calls - I shouldn't say a lot. I've gotten several though in reference to the fire station. It just doesn't seem to go away. All the years I've been here when we've had a town vote and something was controversial, it went away in a couple of days but keep getting calls from people. I don't think it's anything that we've done, that the Fire Chief's done, or anything to that effect. I just think it's the way the information was perceived out there talking to some people. They have some legitimate questions. They legitimately don't have the answers. I talked with the Chief today specifically about one person. This person has actually called me several times and he's had some very good questions and some very legitimate concerns.

Chairman Luszey asked were they at the Deliberative Session. Selectman Morin didn't know if he was there but I know he did vote. Chairman Luszey indicated the Deliberative Session is where we get all those answers. Selectman Morin said that was part of our conversation because it's been said to him several times. That's one of the first questions that's going to get asked to you. Were you there? Did you vote? That was your right and that was your place to voice

your opinion. Last week I got considerable information for them and I got some more from the Chief today. Myself and the Chief had a discussion in reference to maybe getting the information out again one more time just hopefully to cure the problem.

Chairman Luszey asked what's the information that's missing out there. Selectman Morin noted a lot of problems is the money for the station. People don't understand why we need a station. I've gotten several concerns and it's not true. We need the fire house and it's not a place for the firefighters to sleep. It's a place to train, work on their equipment. That out there that's how it's being seen. We're building a new fire station for no reason and it's not going to change any of the emergency responses which we've gotten that information out there and I know we have. I've been talking to him. Again it just won't go away. Hopefully after this it will once we get the information out one more time.

Selectman McGrath asked to make a suggestion. It just occurred to me but it might help to alleviate some of these questions is have a presentation. You and the Chief or someone get together and put it on the cable access channel and then they could repeat it. It wouldn't have to be a long segment but something that would address some of those questions and that might help.

Selectman Morin said we already have that and the Chief has that. That was one of his suggestions to put that out there again.

Chairman Luszey knows the Hudson/Litchfield ran huge articles and there's one that actually had the facsimile of it and it laid out the costs, and what it was for, and the response times, and all that. Maybe we can get that rerun.

Selectman Morin noted the information is out there. It has passed. We're moving forward but we just don't need to have this coming down on the firefighters and things like that for people that don't have the correct information. That was my only concern. The second thing was, and Mr. Malizia did a good job about it - the Sullivan Road property. I got several calls from people questioning when we were going to auction it off which was never the case. Somewhere we need to work on information. How? I don't know because I know it's getting out. Like I said, I talked to Mr. Malizia several times and he got the information out correct. I actually got a copy of one of the e-mails from a realtor that I had sent to a person and said this is the option, sealed bids. Now that was never - no. Mr. Malizia indicated it's the telephone game. Sometimes where people hear something. Selectman Morin explained there's some of our problems.

The other thing is Selectman Morin thanked Recreation Director Dave Yates and Administrative Assistant Chrissy Peterson for the Easter egg hunt that they put on this week. There were over 500 kids there. They had stuffed actually 12,000 eggs. It took over a month. They were doing it on their own time. They did an excellent job and it was a very good turnout and I appreciate all the work that they did.

Selectman Routsis - I really just wanted to talk real quickly with the Budget Committee. They've made some of their changes obviously. Eric McDowell is now their Chairman, Ted Trost is their Vice-Chairman, and Normand Martin is their Clerk. They did request that if we could e-mail them the summary sheet of the monthly financial reports so they just have an idea of how the town is doing. Kathy Carpentier was there when they requested that. They wanted to know for long-term planning so they have an idea of what's coming down the line prior to budget season. If any department heads have their long-term plan current to five years out if there's any way they might be able to get that. When something comes in front of them at budget season, they're not surprised by it so they have some time to look at it, get more information about it and if we have any contractual information on that. They actually commended that. But they were talking for other departments. They wanted to know if we have anything with a contract that's going to be renewing if there could be more information about that. That was it. It's like where the Police contract renewed, they felt like there was information but it was minimal. The same with Highway.

Chairman Luszey asked which contract are they talking about. Selectman Routsis said in general. Steve Malizia didn't believe we have any contracts this year. I believe we are going to be in a quiet year from that perspective. They do get a copy of the amended contract marked up language, cost summary. I'm not quite sure what other information would be available because they get everything you get. I'm just not sure what else is missing. Selectman Routsis said I don't remember on the Budget Committee side getting an e-mail with any of the contract information. Mr. Malizia said it was actually presented to them for their discussion. We came in a meeting in either December or January. They had it in advance by three weeks and they had all the same information. Chairman Luszey noted that's actually a requirement. Selectman Routsis said maybe someone like me just didn't remember it.

Selectman Coutu - I want to commend the Highway Department. They did an awesome job this winter despite the few mailboxes that were taken out. We were able to replace them all which is something other municipalities don't do. If you live on a State road, it doesn't get done there. For example if you were living on River Road, or Dracut Road and your mailbox taken out by a State plow, they're not going to replace it. We have done it for years and they do an outstanding job. He's had to answer to a few people who were a little upset. It happens. It's winter. The plows go by. We don't have wingman riding in the trucks with the plow drive while other municipalities do. If we did that, we'd have to double the staff and people would be screaming about the Highway Department is wasting our money by having two people in the truck. It's a lot cheaper to replace a few mailboxes. People fail to understand that we have a 10 foot right of way. I'm sure the plows aren't going in 10 feet on town property. My mailbox has been there every year since I've

been there. I did change it once. I complained my mailbox went down after this last storm. They came over and replaced it and he sent me a Memo said we didn't knock it down, your post rotted. Even if we go to a person's home and the post is rotted, we're not doing you a special favor because you're a Selectman, we'll just go in and rather than argue with people we'll just dig it up, put a new post in, and be done with it. They were in and out in an hour and they did an awesome job. I'm not too happy with the color of the mailbox but I'll take it. I want to commend them. They did an outstanding job this year and it was a rougher winter than it was last year. I know he got right up to the edge on his overtime budget.

The other thing Selectman Coutu wanted to discuss is you've heard and I've said it but Marilyn McGrath has said it most recently about our Town Planner John Cashell. There was an item that appeared - I mentioned this a little while ago - an item that appeared in the Hudson/Litchfield News Thumbs Up Thumbs Down column relative to my forcing John Cashell out of the Planning job and that was the reason why he left. As a result, it's going to cost us twice as much to fill the position. Well low and behold I get my agenda on Sunday and here we are tonight two days later we're changing that whole position. It's like somebody had a foretelling about what's going to happen. Again I predict that in three years the new Board or whoever is serving is going to be saying boy that was a mistake. We just seem to change this position every three years. But I want to get back to John Cashell. John Cashell has always been a gentleman. He's a class act. The paper was out Friday. When I returned home from work on Friday evening at 5:30, there was already an e-mail in my box from Mr. Cashell telling me that once again the Thumbs column allows people to print comments without any knowledge or facts and his particular case that's exactly what happened. Under no circumstance did he ever feel that I forced him or anybody else out of their job. Well I did force one guy out of a job. I did not force Mr. Cashell to do anything he didn't want to do. This is something he did. I'm not going to get into all of the particulars. He wrote a somewhat personal e-mail to me but he substantiated what he and I both know. I didn't force him out. He did it for his own personal reasons and I applaud him for doing it and I'm going to miss John. I want to thank John for his note. I know he watches us via streaming and I'm sure he's going to appreciate my comments. John I know you're still working for us part time but I wish you the best of luck. That's all I have to say this evening.

Selectman Luszey - I really don't have anything to add to the conversation in terms of public remarks. With that I'll entertain a motion.

10. NONPUBLIC SESSION

Motion by Selectman McGrath, seconded by Selectman Routsis, to enter Nonpublic Session pursuant to 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; and (b) The hiring of any person as a public employee, carried 5-0 by roll call.

Chairman Luszey entered Nonpublic Session at 9:56 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.

Chairman Luszey entered open session at 10:18 p.m.

Motion by Selectman Moring, seconded by Selectman Coutu, to promote Sergeant David Cayot to the position of Lieutenant at \$78,964 (Step 4) in accordance with the Hudson Police, Fire, Town Supervisors Association Contract. This elevation in rank would be effective on April 23, 2017, carried 5-0.

Motion by Selectman McGrath, seconded by Selectman Morin, to hire Michelle Martineau as the 2017 Summer Program Coordinator for the fee of \$5,500 effective June 1, 2017, carried 5-0.

Motion by Selectman Morin, seconded by Selectman McGrath, to hire Rebecca Dopp, Cara Layman, Kathryn Stickney, and Alex Wetmore as Counselor I at a rate of \$10.00 per hour effective on or after June 4, 2017, carried 5-0.

Motion by Selectman Morin, seconded by Selectman Routsis, to promote Jenna Bradish and Amanda Wetmore from Counselors in Training to Counsel I at a rate of \$10.00 per hour effective on or after June 4, 2017, carried 5-0.

Motion by Selectman McGrath, seconded by Selectman Morin, to adjust the hourly rate for the position of Counselor I from \$9.75 to \$10.00 per hour for the following employees: Bri Fluery, Taylor Lambert, Nathan Roystan, Tana Tufts, Cassidy Udice, and Joe Wedge effective on or after June 4, 2017, carried 5-0.

Motion by Selectman Routsis, seconded by Selectman Morin, to promote Peter Busnach from Counselor I to Counsel II at a rate of \$10.50 per hour and adjust the hourly rate for Counselor II from \$10.25 to \$10.50 per hour for Andrew Gora effective on or after June 4, 2017, carried 5-0.

Motion by Selectman Routsis, seconded by Selectman Morin, to promote Brandon Doyle from Counselor II to Counselor III at a rate of \$11.25 per hour effective on or after June 4, 2017, carried 5-0.

Motion by Selectman Routsis, seconded by Selectman Morin, to hire Connor Lambert and Christine Larose to the position of Substitute Counselor I/Robinson Pond Attendant at a rate of \$10.00 per hour effective the week beginning May 21, 2017, carried 5-0.

Motion by Selectman Routsis, seconded by Selectman Morin, to promote Sara Siteman from Counselor in Training to Substitute Counselor I/ Robinson Pond Attendant at a rate of \$10.00 per hour effective the week beginning May 21, 2017, carried 5-0.

Motion by Selectman Routsis, seconded by Selectman Morin, to adjust the hourly rate for the position of Substitute Counselor I/Robinson Pond Attendant from \$9.75 to \$10.00 per hour for Jamie Martineau effective the week beginning May 21, 2017, carried 5-0.

Motion by Selectman Routsis, seconded by Selectman Morin, to promote Julianne McGrail from Substitute Counselor I/Robinson Pond to Substitute Counselor II/ Robinson Pond Attendant at a rate of \$10.50 per hour effective the week beginning May 21, 2017, carried 5-0.

Motion by Selectman Routsis, seconded by Selectman Morin, to adjust the hourly rate for the position of Substitute Counselor III/Robinson Pond Attendant from \$11.00 to \$11.25 per hour for Debra Smith effective the week beginning May 21, 2017, carried 5-0.

Motion by Selectman Routsis, seconded by Selectman McGrath, to hire the following employees as Counselors in Training at \$7.75 per hour: Olivia Beverlie, Jordan Gora, Hannah Truesdell and Caitlin Udice; and hire Garrett Lambert and Christo Tufts as Substitute Counselors in Training at \$7.75 per hour effective the week beginning May 21, 2017, carried 5-0.

Motion by Selectman McGrath, seconded by Selectman Routsis, to adjust the hourly rate for the position of Tennis Instructors from \$10.75 to \$11.00 per hour for Dominique Kaempf and Halie Martineau effective on or after June 4, 2017, carried 5-0.

11. ADJOURNMENT

Motion to adjourn at 10:24 p.m. by Selectman McGrath, seconded by Selectman Morin, carried 5-0.

Recorded by HCTV and transcribed by Donna Graham, Recorder.

Thaddeus Luszey, Chairman

Marilyn E. McGrath, Vice-Chairman

Roger E. Coutu, Selectman

Angela Routsis, Selectman

David S. Morin, Selectman