



Town of Hudson - Board of Selectmen

Minutes – June 17, 2019

78 Main Street 2nd Floor 7:00 PM

1. Call to Order:

Present were Mr. Durant, Mr. Duplisea, Mr. Lucy, Mr. Parent and Mr. Ryder. Also present were Atty. Cipriano and Ms. Vickery.

2. Minutes to be Approved:

- a) Public session minutes – June 3, 2019

On a motion by Lucy, seconded by Mr. Parent, the Board voted 4-0 to approve the public session minutes of June 3, 2019.

3. Meetings and Public Hearings - 7:00 PM:

- a) Selectmen to conduct a joint meeting with the Park Commission to consider appointing a new member.

Representing the Park Commission were Mr. Bowen and Mr. Chaves.

The Board voted 6-0 by roll call to appoint Mr. Jay Roan to the Park Commission for a term to expire on May 11, 2020.

- b) Selectmen to conduct a hearing on an application for the Alteration of Premises and an Entertainment License for the Farmers Brewers Permit held by Medusa Brewing Company, Inc. located at 111 Main Street.

Keith Sullivan of Medusa briefly explained the application to the Board. Mr. Lucy wanted to clarify the hours of operation for the proposed Beer Garden. The hours will be Thursday 3:00 – 9:00 PM, Friday and Saturday 11:00 AM – 9:00 PM and Sundays 1:00 PM – 9:00 PM.

On a motion by Mr. Durant, seconded by Mr. Parent, the Board voted 4-0 to approve the Alteration of Premises and an Entertainment License for the Farmers Brewers Permit held by Medusa Brewing Company, Inc. located at 111 Main Street.

4. Licenses:

- a) Selectmen to consider granting a One-Day Wine & Malt Liquor License and an Entertainment License to Justin Provencher / Hudson Rotary Club for the Spirit of Hudson event to be held on August 10, 2019 from 3:00 PM to 7:00 PM at the field behind the Hudson-Concord Elks Lodge (not including the Pavilion) located on Park Street.

On a motion by Mr. Lucy, seconded by Mr. Duplisea, the Board voted 4-0 to grant a One-Day Wine & Malt Liquor License and an Entertainment License to Justin Provencher / Hudson Rotary Club for the Spirit of Hudson event to be held on August 10, 2019 from 3:00 PM to 7:00 PM at the field behind the Hudson-Concord Elks Lodge (not including the Pavilion) located on Park Street.

- b) Selectmen to consider granting an automatic amusement license for one video game to Apple Country Market located at 118 Forest Avenue.

On a motion by Mr. Parent, seconded by Mr. Durant, the Board voted 3-1 to not approve an automatic amusement license for one video game to Apple Country Market located at 118 Forest Avenue.

- c) Selectmen to consider granting One-Day Entertainment and Transient Vendor licenses to the Hudson Farmers Market for its Farmer's Market to be held Tuesdays from June 18 – September 24, 2019 from 2:30 – 7:30 PM in the front of Town Hall.

On a motion by Mr. Lucy, seconded by Mr. Parent, the Board voted 4-0 to grant One-Day Entertainment and Transient Vendor licenses to the Hudson Farmers Market for its Farmer's Market to be held Tuesdays from June 18 – September 24, 2019 from 2:30 – 7:30 PM in the front of Town Hall.

- d) Selectmen to consider granting of Live Entertainment Licenses to the Park Commission/Recreation Department for:
- Wood Park Concert Series June 19, 2019– August 7, 2019 5:00PM-9:00PM.
 - Cellucci Park Pavilion Lunchtime Concert Series 6/20, 7/11 & 8/1 from 12:00 – 1:00PM (set up 11:30 AM, tear down by 2:00 PM)

On a motion by Mr. Lucy, seconded by Mr. Durant, the Board voted 4-0 to grant Live Entertainment Licenses to the Park Commission/Recreation Department for:

- Wood Park Concert Series June 19, 2019– August 7, 2019 5:00PM-9:00PM.
- Cellucci Park Pavilion Lunchtime Concert Series 6/20, 7/11 & 8/1 from 12:00 – 1:00PM (set up 11:30 AM, tear down by 2:00 PM)

- e) Selectmen to consider granting a One-Day Wine & Malt Pouring License to Marissa O'Connor of Agronomy Farm Vineyard to sell locally produce wine and serve sample sizes at the Farmer's Market on Tuesdays from July 2 – September 24, 2019 from 3:30 – 6:30 PM.

On a motion by Mr. Parent, seconded by Mr. Lucy, the Board voted 4-0 to grant a One-Day Wine & Malt Pouring License to Marissa O'Connor of Agronomy Farm Vineyard to sell locally produce wine and serve sample sizes at the Farmer's Market on Tuesdays from July 2 – September 24, 2019 from 3:30 – 6:30 PM.

5. Personnel:

- a) Selectmen to approve the appointment of Nelia Cardoza as Principal Clerk for the Treasurer/Collector's Office at a Grade 9, Step 1, effective June 18, 2019.

On a motion by Mr. Lucy, seconded by Mr. Parent, the Board voted 4-0 to approve the appointment of Nelia Cardoza as Principal Clerk for the Treasurer/Collector's Office at a Grade 9, Step 1, effective June 18, 2019.

- b) Selectmen to approve the appointment of Timothy Veo as a Part Time Bus Driver for the Hudson Senior Center at a rate of \$15.15 per hour, effective June 18, 2019.

On a motion by Mr. Lucy, seconded by Mr. Durant, the Board voted 4-0 to approve the appointment of Timothy Veo as a Part Time Bus Driver for the Hudson Senior Center at a rate of \$15.15 per hour, effective June 18, 2019.

- c) Selectmen to approve the appointment of Kyle Andrade as a W-2 Laborer for the Department of Public Works in the amount of \$21.24 per hour, effective June 18, 2019.

On a motion by Mr. Lucy, seconded by Mr. Durant, the Board voted 4-0 to approve the appointment of Kyle Andrade as a W-2 Laborer for the Department of Public Works in the amount of \$21.24 per hour, effective June 18, 2019.

- d) Selectmen to consider approval of the appointments of Zack Burgess, Sarge Francolini, Matthew Cardillo, Tyler Clardy, Will Jackson, Jack Roy and John Moudarri as summer help for the Department of Public Works at a rate of \$12.00 per hour, effective June 18, 2019.

On a motion by Mr. Lucy, seconded by Mr. Duplisea, the Board voted 4-0 to approve the appointments of Zack Burgess, Sarge Francolini, Matthew Cardillo, Tyler Clardy, Will Jackson, Jack Roy and John Moudarri as summer help for the Department of Public Works at a rate of \$12.00 per hour, effective June 18, 2019.

- e) Selectmen to consider approval of the appointment of Erick Karlson as Seasonal Maintenance Coordinator at a rate of \$12.00, effective June 18, 2019.

On a motion by Mr. Lucy, seconded by Mr. Duplisea, the Board voted 4-0 to approve the appointment of Erick Karlson as Seasonal Maintenance Coordinator at a rate of \$12.00, effective June 18, 2019.

- f) Selectmen to note the resignation of Wayne Grant as Traffic Supervisor for the Hudson Police Department, effective Jun 14, 2019.

On a motion by Mr. Lucy, seconded by Mr. Durant, the Board voted 4-0 to note the resignation of Wayne Grant as Traffic Supervisor for the Hudson Police Department, effective Jun 14, 2019.

6. Contracts:

- a) Selectmen to consider approval and authorization to sign a contract with EJ Prescott for material and labor at Chestnut Street Filtration in the amount of \$9,311.93.

On a motion by Mr. Parent, seconded by Mr. Durant, the Board voted 4-0 to approve and authorize the signing of a contract with EJ Prescott for material and labor at Chestnut Street Filtration in the amount of \$9,311.93.

- b) Selectmen to consider approval and authorization to sign a contract with Cardinale Electric in the amount of \$39,000 for electrical work at Chestnut Street Filtration.

On a motion by Mr. Lucy, seconded by Mr. Durant, the Board voted 4-0a to approve and authorize the signing of a contract with Cardinale Electric in the amount of \$39,000 for electrical work at Chestnut Street Filtration.

- c) Selectmen to consider approval and authorization to sign a contract with Environmental Products & Services in the amount of \$8,729.73 for vessel work at Chestnut Street Filtration.

On a motion by Mr. Lucy, seconded by Mr. Parent, the Board voted 4-0 to approve and authorize the signing of a contract with Environmental Products & Services in the amount of \$8,729.73 for vessel work at Chestnut Street Filtration.

- d) Selectmen consider approval and authorization to sign a contract with Watermark Electric in the amount of \$22,000 for the interior electrical work at Chestnut Street Treatment System.

On a motion by Mr. Lucy, seconded by Mr. Duplisea, the Board voted 4-0 to approve and authorize the signing of a contract with Watermark Electric in the amount of \$22,000 for the interior electrical work at Chestnut Street Treatment System.

- e) Selectmen to consider approval and authorization to sign a contract with Premier Pump & Supply in the amount of \$109,087 for pumps for the Chestnut Street Treatment System.

On a motion by Mr. Lucy, seconded by Mr. Parent, the Board voted 4-0 to approve and authorize the signing of a contract with Premier Pump & Supply in the amount of \$109,087 for pumps for the Chestnut Street Treatment System.

- f) Selectmen to consider approval and authorization to sign a contract with Auburn Winwater for the purchase of six (6) hydrants in the amount of \$11,470.47.

On a motion by Mr. Lucy, seconded by Mr. Parent, the Board voted 4-0 to approve and authorize the signing of a contract with Auburn Winwater for the purchase of six (6) hydrants in the amount of \$11,470.47.

- g) Selectmen to consider approval and authorization to sign a contract with Casella Organics for the municipal sludge hauling and disposal in the amount of \$205.50/ton.

On a motion by Mr. Lucy, seconded by Mr. Parent, the Board voted 4-0 to approve and authorize the signing of a contract with Casella Organics for the municipal sludge hauling and disposal in the amount of \$205.50/ton.

- h) Selectmen to consider approval and authorization to sign contracts with the Northeast/Merrimack Valley Chemical Consortium for the purchase of various chemicals for the WTF and WWTF.

On a motion by Mr. Lucy, seconded by Mr. Parent, the Board voted 4-0 to approve and authorize the signing of contracts with the Northeast/Merrimack Valley Chemical Consortium for the purchase of various chemicals for the WTF and WWTF.

7. General:

- a) Selectmen to consider approval and acceptance of a grant from the Metrowest Health Foundation in the amount of \$20,000 for Building Capacity in Developmental Assets.

On a motion by Mr. Parent, seconded by Mr. Duplisea, the Board voted 4-0 to approve and accept a grant from the Metrowest Health Foundation in the amount of \$20,000 for Building Capacity in Developmental Assets.

- b) Selectmen to consider acceptance of a donation from Intel Corporation for Hazardous Waste Collection in the amount of \$3,000.00.

On a motion by Mr. Lucy, seconded by Mr. Duplisea, the Board voted 4-0 to accept a donation from Intel Corporation for Hazardous Waste Collection in the amount of \$3,000.00.

- c) Selectmen to consider signing a pledge designating Hudson as a Dementia Friendly Community.

On a motion by Mr. Lucy, seconded by Mr. Durant, the Board voted 4-0 to sign a pledge designating Hudson as a Dementia Friendly Community.

- d) Selectmen to consider applying for the Drug Free Communities Grant for the Board of Health.

On a motion by Mr. Lucy, seconded by Mr. Durant, the Board voted 4-0 to apply for the Drug Free Communities Grant for the Board of Health.

8. Proclamations / Citations:

- a) Selectmen to present a citation to Mary Hellen.

On a motion by Mr. Parent, seconded by Mr. Lucy, the Board voted 4-0 to present (at a later date) a citation to Mary Hellen.

9. Citizens' Issues:

A group of residents from the Sauta Farms Complex attended the meeting to voice their displeasure with the marijuana manufacturing facility that is within 100 feet of their property. Mr. Lucy explained the process and the series of events that brought this about. Below is a list of all that spoke out against this. The group was clear that they will fight this.

Richard Wiebusch, 31 Hummock Way

Philip Horovitz, 26 Hummock Way

Michael Byrne, 16 Hummock Way

Esmat Ezzat, 35 Hummock Way

Ed Sooper, 13 Hummock Way

Anita Lewis, 26 Sauta Way

Bill Cleary, 46 Hummock Way

Donna Marshall, 21 Hummock Way

Rebecca Bouregard, 27 Lakeshore Drive asked for an update on the water. Mr. Ryder updated Ms. Bouregard.

10. Town Issues:

Mr. Lucy made two statements that I have attached at the end of this document.

11. Correspondence to be Noted by Clerk:

12. Executive Session:

- a) Selectmen to consider entering into Executive Session pursuant to Mass. General Laws c.30A, Section 21(3) to discuss existing litigation to protect public health, safety and welfare of the Town in that an Open Meeting may have a detrimental effect on the litigation position of the Board of Selectmen and Town and the Chairman so declares; and to seek advice of legal counsel present.
- b) Selectmen to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigation position of the Town and to seek advice of counsel.

13. Adjourn:

The Board voted 5-0, by roll call, to enter into executive session, not to return to public session.

Document List – June 17, 2019

Document	Location
Public session minutes – June 3, 2019	BOS Office
Alteration of premise license application	BOS Office
One Day pouring and entertainment license application	BOS Office
Automatic amusement license application	BOS Office
Live entertainment license application	BOS Office
One Day pouring license application	BOS Office
Appointment memo – Nelia Cardoza, Timothy Veo, Kyle Andrade, Zack Burgess, Sarge Francolini, Matthew Cardillo, Tyler Clardy, Will Jackson, Jack	BOS Office

Roy, John Moudarri and Erick Karlson	
Resignation memo – Wayne Grant	BOS Office
Contracts with EK Prescott, Cardinale Electric, Environmental Products & Services, Watermark Electric, Premier Pump & Supply, Auburn Winwater, Casella Organics and Northeast/Merrimack Valley Chemical Consortium	BOS Office
Metrowest Health Foundation Grant	BOS Office
Donation memo	BOS Office
Dementia Friendly Pledge	BOS Office
Drug free communities grant	BOS Office
Commonwealth search for space	BOS Office
Notice of community outreach meeting	BOS Office
DEP letter regarding Hudson Water Supply	BOS Office
Route 15 May ridership report	BOS Office
Danforth Brook bridge report	BOS Office

“Thank you Mr. Chairman.

This decade Hudson seems to doing more no-bid study/planning work than in the last decade. And the nature of the contracting process and the amounts actually spent under each contract are troubling me.

For instance when the town used the BSC Group for the Down Town Rotary project I recall being told the BSC Group cost would be \$100,000. Since the \$100,000 would be coming from the \$500,000 Highland Commons gave us I do not recall if the Board voted on the contract. And apparently \$120,000 of the Highland Commons money was spent because we now know only \$380,000 remains; not the anticipated \$400,000.

Then last year or in 2017 we had zoning changes at the town meeting that had been written by a third party essentially circumventing our own town Counsel's input.

Earlier this year we had before us the contract for the River Walk and the Liberty Park make-over to another mini amphitheater. We heard how all third parties invited to submit a proposal expected to be paid what had been voted at Town Meeting. In other words the invited parties were not asked to propose getting paid less than what town meeting approved.

Those are just three no-bid study/planning expenditures I cite. Now In preparing for the Sustainability Committee's forum tomorrow evening I see that Wednesday evening there is a Zoning By-Laws Update Public Forum. Here are my questions:

How long ago did we approve funding this project? Did the Board vote on the contract?

Why has this project taken so long?

When did we engage town counsel; throughout the updating process, near the end of this Zoning By-Laws Update or not quite yet?

Has there been, like the rotary project, a cost overrun? Or any reason to modify the agreement or contract that governs this project?

Finally Mr. Chairman here are my requests for what I'd like to receive in my next meeting package:

- The original funding article for this Zoning By-Laws Update and its town meeting date.*
- Copies of the agreement or contract and any subsequent changes or modifications.*
- Copies of all the invoices submitted by the third party.”*

“Thank you Mr. Chairman.

I have a request regarding the Petitioned Article Accept Provision of Mass General Law Chapter 41, Section OOB. It regards police officer and fire fighter retirement for accidental disability. It covers all types of accidental disability medical costs.

As we recall this general law was enacted 65 years ago. That was before most municipal

employees were unionized and before the full development of the health, welfare and medical insurance coverage that exists today in the Commonwealth of Massachusetts.

At town meeting last month, when we were deliberating passing over this Petitioned Article, I believe I heard these two concepts.

One was the suggestion that we have a public hearing covering all elements of this article and the town's medical insurance coverage for police officers and fire fighters accidentally disabled on the job that then have to retire.

The other concept I heard was the need for additional support benefiting the family of any police officer or fire fighter retired due to an on-the-job related accidental disability.

Before we conduct any public hearing and before we supplement income as not being allowed under our Mass General laws I think there is a family's story, a heartfelt reason, behind this Petitioned Article. At our last meeting you designated Mr. Parent as the water liaison. And as we all should know Mr. Parent is an insurance industry experienced professional.

My request Mr. Chairman is to be charged with learning if there is a family's story driving this Petitioned Article and to then loop in Mr. Parent to learn as much as possible about the insurance aspects of this family's story. Then our Executive Assistant, Mr. Parent and whoever else is needed will have to reach out to the city or town that originally employed the family member now retired due to an on-the-job accident. The objective is to better understand the petitioner's expectations for additional support arising in Chapter 41, Section 80B that would benefit a family before we conduct any public hearing.

The true writer of the Petitioned Article probably was reluctant to discuss another family's personal matters before this board or before town meeting. So I anticipate much of what Mr. Parent and I seek to learn will be off the record. In collaboration with the petitioner we will eventually have to use family name and city changes to fully protect the family.

Thank you for your consideration Mr. Chairman."