

**MINUTES
BOARD OF SELECTMEN
TOWN OF PEMBROKE, NH
Wednesday, January 24, 2007**

Present: Selectman Larry Preston; Selectman Larry Young, Sr.; Selectman Brian Tufts; Selectman Dan Crean; and Selectman Fred Kline.

Staff: Troy R. Brown, Town Administrator; Linda A. Williams, Administrative Secretary.

1. CALL TO ORDER

Chairman Preston called the meeting to order at 6:30 P.M.

2. NON-PUBLIC SESSION

RSA 91-A:3 II, (b)– Employee Hiring

Selectman Crean recused himself .

Action: Selectman Tufts moved to go into non-public session under the provisions of RSA 91-A:3 II (b). Selectman Young seconded. Sel. Preston -yes; Sel. Young-yes; Sel. Tufts-yes; Sel. Kline-yes. Motion passed 4-0 and the Board went into non-public session at 6:31 p.m.

Action: Selectman Tufts moved to come out of non-public session and seal the minutes confidential as they deal with a personnel matter that could adversely effect an employee's reputation. Selectman Young seconded. Motion passed 4-0 and the Board came out of non-public session at 6:40 p.m.

3. MEETINGS

Church Road Residents

Selectman Kline stepped down. Troy Brown presented information previously prepared by the public works director in charge at the time of the work on the s-curve. The information showed the layout of the parcels which were staked at that time so the property owners could see the additional land to be transferred to them as result of the realignment. Selectman Preston explained that the Board has reviewed the letters and understand the concerns of the residents as to the cost of the transfer. It was stated that the Town Meeting article that voted on the realignment also stated that the costs of transferring properties would be borne by the person receiving the property. Since this was what was voted for at Town Meeting the Board of Selectmen have no authority to modify the decision. Shannon Michaels, Church Road resident, pointed out that warrant article says "May sell the land". Selectman Preston explained that the Board of Selectmen was not the entity that initiated this project. He explained that the project was brought before the Roads Committee and the CIP Committee where it was denied. It was then brought to the Board of Selectmen at that time and also denied. It was then brought up on the floor of Town Meeting where the decision was made to go ahead with the project. David Plante, Church Road resident, explained that this is not a problem brought on by the three property owners who suddenly received a large bill asking them to pay for the fixing of a problem that was a public safety issue. Selectman Preston agreed that is not a good situation but that the Board has to abide by the decision voted on at Town Meeting. Susan Plante, Church Road resident, felt that Board should take a stand on this since the residents are not gaining anything from this personally and should not be charged \$1,400.00 each when they were originally told it would only be a cost of no more than a couple hundred dollars. Mr. Plante stated that the land they are asked to pay this

large amount for is not even an attractive addition to their property since they now have a grassy runway in the front where they previously had a natural wooded area. There was discussion regarding property transfer costs and Ms. Michaels offered to pay \$1.00. Selectman Tufts explained that they cannot accept that as the warrant article states actual costs incurred to the Town. Ms. Michaels felt that the charge for surveying should have been part of the realignment process and not a charge to them for property transfer. Mr. Plante asked who owns the original right of way for Church Road and said that it makes a big difference on how the property is disposed of and deserves investigation. Selectman Crean explained that would not change the problem and that the only solution is to go back to Town Meeting with a warrant article asking for a change to the previous vote on this issue. Mr. Plante stated this is the first time they have been told of this. Ms. Michael said they should have been told about this option earlier so that they could have handled it. Selectman Crean suggested the residents decide what they want to say in the warrant article and the Board will get it on the warrant for vote at Town Meeting in March. Fred Kline, Church Road resident, summarized the history of this project that goes back to the 1980's and has been documented over the years. Mr. Kline wanted to refute that it was the citizens of Church Road that are creating this problem. Mr. Kline explained that the citizens have been working on correcting this for over 8 years throughout all the different Boards of Selectmen, Town Administration and Public Works Directors. He expressed the frustration of him and his neighbors with the delays and while understanding the legalities of the warrant articles the idea to deed the land at cost is new and the cost much more than the \$1.00 that was originally quoted by the then Town administration. Selectman Crean explained the information regarding the cost to deed the property is not new as it was stated in the 2005 Town Report under the meeting minutes of 2004. Ms. Michaels stated that what is new is the definition of what the costs are and she did not understand why this was not part of the project to begin with. Mrs. Plante suggested taking this back to Town Meeting to have changed. Mrs. Plante asked if the project came in under budget. Selectman Tufts recommended that the Town Administrator draft the warrant article and the Church Road residents decide on the amount to be put into the article and this will be on the agenda to finalize next week.

4. CITIZENS COMMENT

None

5. OLD BUSINESS

2007 Warrant Articles

The draft of warrant articles was reviewed for additions and deletions.

Action List

Mr. Brown reviewed the updated and improved list of Action Items to be goals for the year. Some additions recommended were GASB 34 and 45 compliance, master plan items, North Pembroke Road bridge. The action list will be updated weekly.

6. NEW BUSINESS

Appointments

Action: Selectman Tufts moved to appoint Kevin Foss and Mark Zydel as members of the Planning Board with terms ending 4/30/08 for Mr. Foss and 4/30/07 for Mr. Zydel. Selectman Young seconded. Motion passed 5-0.

Route 3 Corridor Study

Mr. Brown updated the Board as to the status of the grant for the Route 3 Corridor Study. Mr. Brown spoke to Sharon Wasson at CNHRPC who are processing this grant. Mr. Brown explained that originally no matching amounts were due from Pembroke for this grant but due to the membership status of the Town CNHRPC is now asking for \$4,800 for the grant processing. No other towns are being required to pay for the grant processing. Selectman Crean felt that since the initial request for this was done a while ago and if it had been acted upon in a timely fashion membership status might not be an issue. Also since the Town is currently a member and will continue as such until June of 2007 we should be treated the same as any other member town involved in this. Selectman Crean said that much information has been compiled by other entities regarding the Route 3 Corridor and he would not be looking for a rehash of that information but would want to have new ideas and solutions for the situation. Mr. Brown said that in speaking with Sharon Wasson it was felt that this study would be a baseline for other funding sources to be accessed. Selectman Crean felt that was not necessary since the Town would not be looking for federal funding as this is a state road and the state is the entity that would be handling the options.

Minutes

January 3, 2007 Public Minutes

Action: Selectman Tufts moved to approve the public minutes of January 3, 2007 as amended. Selectman Young seconded. Motion passed 5-0.

January 10, 2007 Public Minutes

Action: Selectman Tufts moved to approve the public minutes of January 10, 2007 as amended. Selectman Young seconded. Motion passed 5-0.

January 10, 2007 Non-Public Minutes

Action: Selectman Tufts moved to approve the non-public minutes of January 10, 2007 as presented. Selectman Young seconded. Motion passed 5-0.

TA Report

Mr. Brown updated the Board on the Pembroke Street Barn Fire, Police incident at PA, Town Report deadline, wage and benefit report status, Union organization and the Budget Hearing.

Manifest

Action: Selectman Crean moved to approve the manifest as presented. Selectman Kline seconded. Motion passed 5-0.

Tax Abatements, Exemptions and Credits

Action: Selectman Crean moved to accept the tax abatements, exemptions and credits as recommended by the assessor. Selectman Kline seconded. Motion passed 5-0.

Committee Reports

Planning Board - there is interest in upgrading 3rd Range Road off of Church Road to a Class 5 road in order to develop the area.

Emergency Management – Had their Pandemic Training recently and had a great turn out. NIMS training program is still being planned for Town staff.

Facilities – Need to have repairs done to part of the heating system at the Perry Eaton building. Two bids were received with the lowest in the amount of \$1,100 from Dana Carlucci.

Action: Selectman Tufts moved to authorize Larry Young to sign the heating repair contract for work to be done by Dana Carlucci at the Perry Eaton building. Selectman Kline seconded. Motion passed 4-0. Selectman Young abstained.

Economic Development Committee – EDC is working on their goals for 2007. John Payne is the new Chair and is doing a great job.

Wage and Benefit Committee – Working on the information and it should be coming

CATV Advisory Committee – Should need one more extension.

Action: Selectman Kline moved to have Selectman Preston sign the Comcast extension form. Selectman Tufts seconded. Motion passed 5-0.

Budget Committee – The Committee approved the school warrant articles and should approve the articles for the Town at tomorrow's meeting.

Website Committee – Currently working on the shell and gathering information.

Conservation Commission – have developed a rough draft of the Conservation Brochure.

Solid Waste Committee – working on having dumpsters available at the Transfer Station for commingled recyclables.

7. ADJOURNMENT

Action: Selectman Kline moved to adjourn. Selectman Tufts seconded. Motion passed 5-0 and the meeting adjourned at 9:45 p.m.

Accepted by the Board of Selectmen

Larry J. Preston, Chair