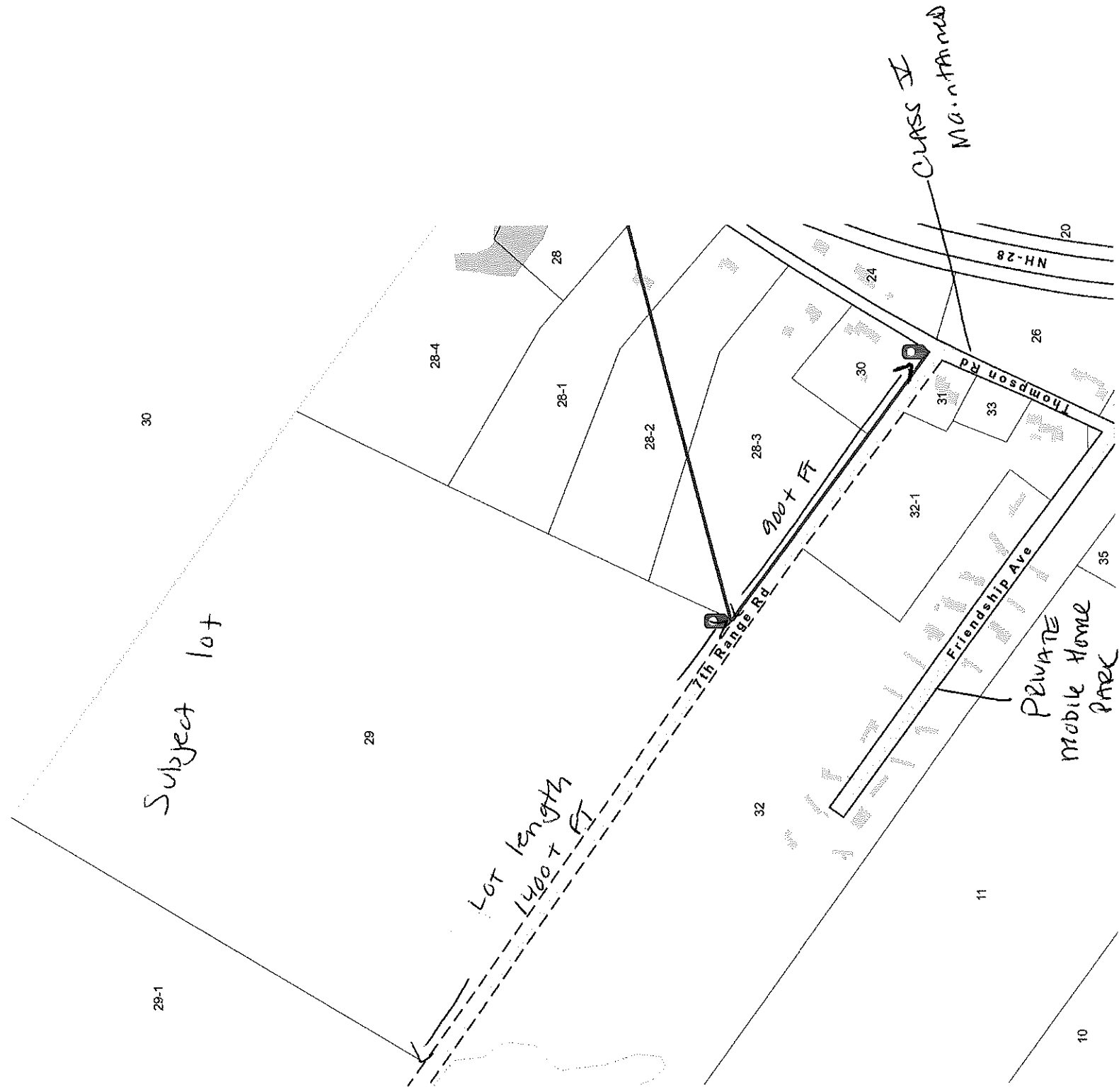


**AGENDA**  
**BOARD OF SELECTMEN**  
**March 22, 2023 AT 6:30 PM**  
**Pembroke Town Hall, Paulsen Room**

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- I. CALL TO ORDER
- II. CITIZEN COMMENT
- III. SCHEDULED MEETINGS:
  - a. Continuance 7 Range Road – Jerica Lee Bell
  - b. Chief Gaskell – Detail Rates
  - c. VJ Ranfos DPW – Road Paving Bids
- IV. OLD BUSINESS:
  - a. Tax Deeds
- V. NEW BUSINESS:
  - a. Discussion of Allenstown’s dissolution letter
  - b. Meeting with Town Attorney
  - c. Sign MS 232 State Form
  - d. Election of Officers
  - e. Committee Appointments
  - f. Manifest/Abatements
  - g. Minutes 3/1/23
- VI. TOWN ADMINISTRATOR REPORT
- VII. COMMITTEE REPORTS
- VIII. OTHER/CITIZEN COMMENT
- IX. ADJOURN



**David Jodoin**

---

**From:** Paul Asenjo <asenjofamily@icloud.com>  
**Sent:** Wednesday, March 1, 2023 8:32 PM  
**To:** David Jodoin; rbean03275@outlook.com; yeaton.karenTOP@yahoo.com; petergagyi@aol.com; rickfredselectman@outlook.com; sgouletselectman@gmail.com  
**Subject:** 119 7th Range Road additional information

Thank you all for your time and the discussion regarding my request for a building permit. I just wanted to add follow up information pertinent to some of the discussion regarding access and the the road improvements that I would need to make in order to gain access to build on the property. Specifically, it appears a loaded concrete truck weighs more than a fire truck. This is according to PennDOT according the information in the link. So, in order to make the road accessible for building, we would be making it accessible to fire and emergency trucks.

Thank you again for your time. I look forward to seeing you again soon.

Jerica-Lee Bell

8:03

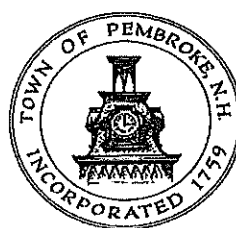
## **Cement Trucks**

A fully loaded cement truck weighs 66,000 pounds. As a result, it weighs more than a fire truck, which weighs 45,000 pounds. You can see why cement trucks are so heavy when they are full of cement. Cement weighs 116 pounds per cubic yard.

## **Dump Trucks**

It weighs approximately 30,000 pounds.





## TOWN OF PEMBROKE

Town Hall ~ 311 Pembroke Street, Pembroke, New Hampshire 03275 Tel: 603-485-4747

To: Board of Selectmen

From: Carolyn Cronin, Town Planner

Date: February 15, 2023

Re: Planning Board comments on 674:41 Application, Map 868, Lot 29

---

At their meeting on Tuesday, February 14<sup>th</sup>, the Board met with the applicant and reviewed their request for a building permit on a Class VI road (Seventh Range Road).

The Board respectfully offer the following comments for consideration.

1. The Planning Board is comfortable with the issuance of a building permit as long as that section of Seventh Range Road is maintained in a passable condition for reasonable access to the property by emergency equipment.
2. Even though the distance is greater than 200 feet from the intersection of a Class V road, the Board is of the opinion that issuing a building permit for this property would not contribute to sporadic development since the property abuts other developed property.

The Board also respectfully offer the following recommendations, not related to this specific application, but relevant to Class VI road requests in general.

1. The Board requests that the Town Attorney look into any relevant cases or lawsuits related to liability waivers from municipalities. The Board has concerns about the level of legal protection that a homeowner's signed waiver covers the Town in the event a homeowner files a lawsuit for failure of the Town to provide emergency services. Any relevant case law or examples might be informative.
2. The Board recommends that the Selectmen and landowner work in conjunction with DPW on a road maintenance plan to avoid frequent and unnecessary requests to the Selectmen for minor routine road repairs, if possible. The Board has concerns that essential road repairs or routine maintenance may be delayed due to the Selectmen's meeting schedule.

David Jodoin

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**From:** Paul Asenjo <asenjofamily@icloud.com>  
**Sent:** Tuesday, January 24, 2023 12:48 PM  
**To:** David Jodoin  
**Cc:** Paul Bacon  
**Subject:** Request for building permit

Good afternoon David,

I think you are familiar with my issue as you’ve been copied in on some correspondence. I am requesting a building permit for my property located at 119-145 Seventh Range Rd., Map 868, lot 29, in the R-3 Rural/Agricultural-Residential District. As I understand it, my next step is to request the permit from the Selectmen. Please let me know if I need to submit anything further. Thanks very much for your help.

Jerica-Lee Bell

> On Jan 23, 2023, at 8:15 AM, Paul Asenjo <asenjofamily@icloud.com> wrote:  
> Thanks so much! It’s good to be back- even with the weather! And I look forward to seeing you tonight.  
>  
> Jerica-Lee  
>  
>  
>  
>  
>>  
>> On Jan 23, 2023, at 9:54 AM, Paul Bacon <buildinginspector@pembroke-nh.com> wrote:  
>>  
>> Jerica-Lee,  
>>  
>> Just bring your own documents to refer to in making your case.  
>>  
>> We already have the necessary documents for the ZBA to make a decision.  
>>  
>> See you tonight.  
>> Paul  
>>  
>> Paul Bacon  
>> Code Enforcement Officer  
>> Town of Pembroke  
>> 311 Pembroke St.  
>> Pembroke, NH 03275  
>> (603) 485-4747 x1214  
>>  
>> -----Original Message-----  
>> From: Paul Asenjo [mailto:asenjofamily@icloud.com]  
>> Sent: Monday, January 23, 2023 9:48 AM  
>> To: Paul Bacon <buildinginspector@pembroke-nh.com>

David Jodoin

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**From:** Paul Gagnon <pgagnon@pembroke-nh.com>  
**Sent:** Wednesday, February 22, 2023 12:13 PM  
**To:** 'David Jodoin'  
**Subject:** RE: Selectmen's Meeting

Fire Departments concerns about range road building.

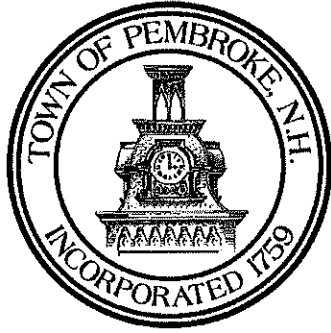
The Fire Department has serious life safety concerns with houses being built on the Range Roads. Most of the Range Roads are not maintained. The Public Works Department is not responsible for the maintenance. Our structure fire vehicles are not designed to be operated on unmaintained dirt roads. You typically encounter ruts, rocks, water, mud and dangerous shoulders. Any of these could cause serious damage to our vehicles. In the current state of the roads the Fire Departments ability to gain access is limited to our off road Forestry Vehicles.

Equipment needed at the scene would need to be carried into the scene. With the limited staffing that we often have carrying equipment in and out would be a major problem.

The ambulances used for medical emergencies are similar to the fire apparatus in that they are not designed to travel on unmaintained roads.  
Equipment would need to be carried in and the patient would need to be carried out. We do not have off road equipment capable of carrying a patient.

The Forestry Vehicles are equipped and designed to fight woodlands fires.  
They do not carry the equipment that would be needed to handle a structure fire. Our larger forestry has a 1000 gallon tank of water. A single hand line operates at 200 gallons per minute. In 5 minutes it would be out of water.





*Town of Pembroke*  
*Department of Public Works*

8 Exchange Street, Pembroke, NH 03275  
Phone: (603) 485-4422 Fax: (603) 485-2613

**To:** Board of Selectmen  
**From:** VJ Ranfos, Public Works Director  
**CC:** David Jodoin, Town Administrator  
**Date:** February 21, 2023  
**Re:** Planning Board comments on 674:41 Application for a building permit, Map 868, Lot 29 (Class VI, Seventh Range Road)

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Public Works, according to Title XX Transportation Chapter 231, Liability of Municipalities Section 231:93, shall not be deemed to have any duty of care whatsoever with respect to the construction, maintenance or repair of class VI highways.

Public Works will not be provide trash/recycling pickup for dwelling(s) on a Class VI road.

A driveway permit will need to be applied for prior to any construction.

**David Jodoin**

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**To:** Gary Gaskell  
**Subject:** RE: Selectmen's Meeting

-----Original Message-----

From: Gary Gaskell [mailto:ggaskell@pembroke-nh.com]  
Sent: Wednesday, February 22, 2023 2:30 PM  
To: 'David Jodoin' <djodoin@pembroke-nh.com>  
Subject: RE: Selectmen's Meeting

Sir,

My opinion is in agreeance with Chief Gagnon. To add to this concern, we as well have no vehicles aside from the OHRV's that are capable of traveling the range roads without the potential of damage to the undercarriage while traversing the roads.

Other concerns would be the operation of Snow Machines as 7th range road off of Thompson is used for a main corridor 15, speeds of the machines with minimal protections this in my opinion adds to an increase in collisions with vehicles and other machines, then add the walkers, hunters, horseback riders, mountain bikers, OHRV's the road is NOT wide enough for vehicles coming and going with any meetings on the road.

With any criminal action and/or life safety incident, our response time would be seriously delayed with additional concerns if there were only one officer on, the response of mutual aid (not knowing the area, as well as not equipped for the range roads.)

I am sure there will be more that runs through my head in the upcoming days, and I will jot those down and bring them to the meeting.

Thanks

Chief Gary R. Gaskell  
Pembroke Police Department  
247 Pembroke Street  
Pembroke, NH 03275  
603.485.9173 x2204  
603.485.4028 fax  
ggaskell@pembroke-nh.com

# PEMBROKE POLICE DEPARTMENT

## Memorandum

To: David Jodoin, Town Administrator  
From: Chief Gary Gaskell  
Date: 03/16/2023  
RE: Police Detail

In 2015 the Board of Selectmen approved to adjust the police detail rate to the following amounts

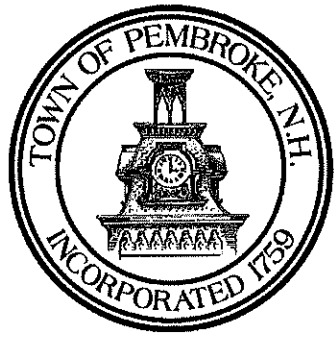
Officer's hourly earning rate \$45.00  
**Detail rate \$60.00**  
**Detail rate Officer W/Cruiser \$70.00**

In a review with other departments throughout the State of NH. Pembroke is below the average detail pay rate. It is important that the Pembroke Police Department remain competitive with the detail rates of other agencies. With the most recent 2023 request from other agencies and even with an increase this would put Pembroke comparable to these agencies.

<u>Agency</u>	<u>Officer's Hourly</u>	<u>Current Detail Rate</u>
<b>Belmont Detail Rate -</b>	<b>\$50.00</b>	<b>\$75.00</b>
<b>Loudon Detail Rate -</b>	<b>\$47.00</b>	<b>\$78.00</b>
<b>Hooksett Detail Rate -</b>	<b>\$50.00</b>	<b>\$92.00</b>
<b>Allenstown Detail Rate -</b>	<b>\$60.00</b>	<b>\$80.00</b>
<b>Concord Detail Rate -</b>	<b>time + ½ hrly rate</b>	<b>\$77.00</b>
<b>Boscawen Detail Rate -</b>	<b>\$75.00</b>	<b>\$92.00</b>

I am requesting consideration to increase the current Pembroke Police Detail Rate to the following.

Officers Hourly Earing Rate **\$60.00**  
**Detail rate Officer w/o cruiser \$75.00**  
**Detail rate Officer w/Cruiser \$85.00**



*Town of Pembroke*  
*Department of Public Works*

8 Exchange Street, Pembroke, NH 03275  
Phone: (603) 485-4422 Fax: (603) 485-2613

**To:** Board of Selectmen  
**From:** Roads Committee  
**CC:** David Jodoin  
**Date:** March 9, 2023  
**Re:** Cold-in-Place Recycling

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The Roads Committee recommends to the Board of Selectmen that the Cold-in-Place Recycling be awarded to Sealcoating Inc., DBA indus. (for Ricker Road)

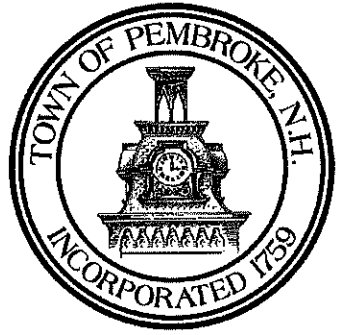


**Town of Pembroke**  
**Department of Public Works**

8 Exchange Street, Pembroke, NH 03275  
Phone: (603) 485-4422 Fax: (603) 485-2613

**2023 Cold-In-Place Recycling (CIR) Bid Proposal Summary**

	Total Bid Price	Comments
Sealcoating Inc. DBA indus 825 Granite Street Braintree, MA. 02184	\$222,547.14	Insurance - yes



*Town of Pembroke*  
*Department of Public Works*

8 Exchange Street, Pembroke, NH 03275  
Phone: (603) 485-4422 Fax: (603) 485-2613

**To:** Selectmen  
**From:** Roads Committee  
**CC:** David Jodoin  
**Date:** March 9, 2023  
**Re:** Paving/ Full Depth Reclamation w/ Injection

---

The Roads Committee recommends to the Board of Selectmen that  
FDR w/ Injection Asphalt Stabilization be awarded to All State.  
(Bow Lane)

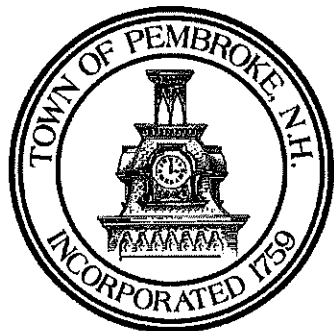


**Town of Pembroke**  
**Department of Public Works**

8 Exchange Street, Pembroke, NH 03275  
Phone: (603) 485-4422 Fax: (603) 485-2613

**2023 Full Depth Reclamation  
with Injection Asphalt Stabilization Bid Summary**

	Base Bid/Sq Yd	Add'l Emulsified Asphalt/Gal.	Comments
Pike Industries 650 Peverly Road Portsmouth, NH 03801	\$28.75 \$195,212.50	\$3.50	Insurance - yes
All States Construction, Inc. P.O. Box 91 Sunderland, MA. 1375	\$7.25 \$49,227.50	\$3.95	Insurance - yes



*Town of Pembroke*  
*Department of Public Works*

8 Exchange Street, Pembroke, NH 03275  
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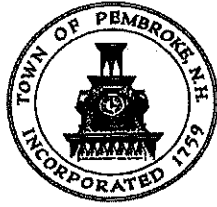
**To:** Board of Selectmen  
**From:** Roads Committee  
**CC:** David Jodoin  
**Date:** March 9, 2023  
**Re:** Paving / Sidewalk 2023

---

The Roads Committee recommends to the Board of Selectmen that the paving / sidewalk bid be awarded to Advanced Excavating and Paving.

(Although the bid from GMI is lower, the committee decided to eliminate their bid due to problems we have had in the past. They were slow to respond to repair requests and when they finally fixed the issues, they charged the Town for those repairs.)



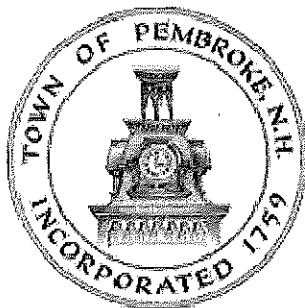


Town of Pembroke  
Department of Public Works

8 Exchange Street, Pembroke, NH 03275  
Phone: (603) 485-4422 Fax: (603) 485-2613

2023 Sidewalk Bid Summary

	Price	Comments
Pike Industries 650 Peverly Road Portsmouth, NH 03801	\$100.00 / LF \$21,500.	Insurance - yes
Advanced Excavating & Paving, LLC P.O. Box 581, 166 Granite Street Suncook, NH 03275	\$10,316.00	Insurance - yes
GMI Industries 288 Laconia Road Belmont, NH 03220	\$59.50 / SY \$7,107.	Insurance - yes



# *Town of Pembroke*

## *Department of Public Works*

8 Exchange Street, Pembroke, NH 03275  
Phone: (603) 485-4422 Fax: (603) 485-2613

**Town of Pembroke**  
**2023 FULL DEPTH RECLAMATION**  
**WITH INJECTED ASPHALT STABILIZATION**

The Town of Pembroke is accepting bids for Full Depth Reclamation with Injected Asphalt Stabilization for the road(s) listed in the bid. Specs and bid sheets can be picked up at the Public Works Department located at 8 Exchange Street, Pembroke, NH (603) 485-4422. The bids are due in a sealed envelope, clearly marked "2023 Reclamation with Injected Asphalt Stabilization" and received by 10:00 a.m. on Wednesday, 3/1/2023, at the Pembroke Town Hall, 311 Pembroke Street, Pembroke, NH 03275 at which time they will be opened and publicly read. The Town of Pembroke reserves the right to reject any and all bids and award the bid in the best interest of the Town of Pembroke. The bid award is contingent upon funding approval at the March 2023 Town Meeting.

**SPECIFICATIONS FOR FULL DEPTH RECLAMATION**  
**WITH INJECTED ASPHALT STABILIZATION**

**1.0 DEFINITIONS**

The term Director [Superintendent, etc.] shall mean the Director of Public Works of the Town of Pembroke.

The term Designee shall mean an employee of the Town of Pembroke, designated by the Director.

The term Contractor shall mean a professional company contracted by the Town of Pembroke to perform work under this agreement.

**2.0 DESCRIPTION**

This work shall consist of pulverizing the pavement structure & portion of the existing roadway base material into a homogenous mass, adding a bituminous stabilizer, and placing and compacting this material to the lines, grades, and dimensions shown on the plans or established by the Designee.

**3.0 MATERIALS**

**3.1 Pulverized Material:**

Pulverized material shall consist of the entire existing bituminous pavement and a predetermined portion of the underlying materials, pulverized and blended into a homogenous mass with uniformly processed base material.

**3.2 Asphalt Stabilizer:**

The bituminous stabilizer shall be emulsified asphalt, grade CSS-1, CSS-1h, SS-1 or SS-1h, meeting the requirements of AASHTO M208 and M140.

**3.3 Material Sampling, Testing and Job Mix Formula (JMF):**

A minimum of 21 days prior to start of construction the Contractor shall send a representative sample of the existing pavement and pre-determined amount of underlying materials to the asphalt emulsion supplier for JMF recommendations. Traffic data shall also be supplied to the Contractor & emulsion supplier for consideration of other additives, such as cement or lime, for high traffic locations and underlying material will be tested to determine plasticity. The composite blended materials will be tested for the emulsion type, grading, coating and recommended percent of emulsion to be added. If the existing pavement depth will not generate the material needed to address cross slope deficiencies without excessive depth of cut into non-bituminous materials, recommendations may include the introduction of RAP in these areas or granular materials of known quality be placed ahead of the initial FDR pass. The emulsion supplier shall forward JMF recommendations to the contractor and Municipality prior to work commencing. The Designee shall approve the final JMF to be utilized.

3.4 Composition of Mixture:

The mixture shall be composed as directed in the job mix formula (JMF) and shall be based upon recommendations by the emulsion supplier or as directed by the Designee. Emulsion, water, Portland Cement and aggregate shall be added in percentage by weight and verified by tank/truck checks in accordance with the minimum quality control frequencies practical. As the work progresses, it may be necessary for the Designee to make necessary adjustments to the mix design. Changes to compensation will be in accordance with "Basis of Payment" & "Method of Measurement" provisions contained herein.

3.5 New Aggregate or Additional Recycled Material:

If additional material is required & agreed to by the Designee, the material will be supplied by the Municipality or acquired from the Contractor in an extra work order, describing material to be supplied, estimated quantity and total cost. The work order shall be agreed to by both parties prior to work taking place. RAP shall be conditionally accepted at the source by the Designee. It shall be free of winter sand, granular fill, construction debris, and other materials not generally considered bituminous pavement. If RAP is not available for use, new aggregate for mainline travel way shall only contain particles of rock that will pass the 2 inch square mesh sieve & meet the following gradation requirements or as approved by the Designee:

**New Aggregate Gradation**

Sieve Size	% Passing
2" (25 mm)	100
1/2" (12.5 mm)	55 – 85
#4 (4.75 mm)	0 – 40
#200 (0.075 mm)	0 – 5

4.0 **EQUIPMENT**

The equipment used by the Contractor shall include, but not be limited to, one or more of the following:

4.1 Reclaimer:

The reclaimer shall be a self-propelled machine, specially manufactured for Full Depth Reclamation (FDR) type work and capable of reducing the required existing materials and a predetermined portion of the underlying materials, pulverized and blended into a homogenous mass to provide a uniformly processed base material. The machine shall be equipped with standard automatic depth controls and must maintain a consistent cutting depth and width with a minimum power of 540 hp. The machine also shall be equipped with a gauge to show depth of material being processed.

4.2 Liquid Injection and Mixing:

A liquid injection & mixing unit shall be used to introduce the bituminous stabilizer into the pulverized material. The mixing unit shall contain a liquid distribution and mixing system which has been specifically manufactured for FDR with emulsion injection type work, capable of mixing

the pulverized material with an evenly metered distribution of emulsified asphalt into a homogeneous mixture, to the depth and width required.

The reclaimer shall be capable of treating a minimum width of 96 inches in a single pass and shall have a full width spray bar consisting of a positive displacement pump interlocked to the machine speed so that the amount of emulsion being added is automatically adjusted with changes in machine speed. The additive system shall be capable of incorporating up to 5.0 Gal/SY, with an allowable variation from any specified rates not to exceed 0.05 Gal/SY. Individual valves on the spray bar shall be capable of being turned off as necessary to minimize emulsion overlap on subsequent passes. Under no circumstances shall the bituminous material be spray applied on the road surface in front of the reclaimer, and incorporated into the FDR material with subsequent passes.

**4.3 Placement and Grading Equipment:**

A motor grader shall be used for shaping the surface of the FDR base, in accordance with lines, grades and typical cross sections shown on the plans or established by the Director or his/her Designee.

**4.4 Rollers:**

The recycled material shall be rolled with at least one vibratory roller utilizing high amplitude/low frequency settings. Each roller shall have a compacted width of not less than 5 feet. Each roller shall have a gross weight of not less than 12 tons.

**5.0 CONSTRUCTION PROCEDURES**

**5.1 Streets to be Treated:**

The Contractor and the Director shall mutually determine the streets which shall receive full depth reclamation with injected emulsion treatment. Measurements of streets to be treated shall be made by the Contractor and the Director or his/her Designee, and the Contractor shall prepare a cost estimate for each street prior to beginning work.

**5.2 Surface Preparation:**

Surface preparation, which may include cleaning and grubbing; removal of visible cobbles; drainage; adjusting of street irons-valve covers, manhole covers, drop inlet gratings, catch basins; signs, mail boxes and guard rail resetting; etc., will be the responsibility of the contractor.

**5.3 Weather Limitations:**

FDR with Injected Asphalt Stabilization work shall not be performed between Sept 15th and May 15th, or when the atmospheric temperature is below 50°F, or when weather conditions are such/forecasted that proper pulverizing, spreading, mixing bituminous stabilizer and curing are unfavorable to proper construction procedure or compaction of the pulverized material cannot be accomplished.

**5.4 Pulverizing and Asphalt Stabilization:**

The entire depth of existing pavement on the travel way shall be pulverized together with a predetermined depth of underlying gravel into a homogeneous mass. All pulverizing shall be done with equipment that will provide a homogeneous mass of pulverized material, processed in-place. The existing road shall be reclaimed to the depth on the plans or as directed by the Designee, and during this initial pass water and new aggregate may be added if necessary; pre-shaping can also be accomplished at this time. After completion of the first pass, the road shall be shaped and compacted for final stabilization. A second pass of a reclaimer shall be completed with the required amount of injected asphalt emulsion added as per the JMF.

This project will require asphalt stabilizer to be incorporated into the top **4 Inches** of the FDR material, at the rate of **1.0 Gallons** per square yard or as specified in the mix design (see "Method of Measurement" & "Basis of Payment").

**5.5 Grading and Compaction:**

The completed surface of the FDR with Injected Asphalt Stabilization shall be shaped and maintained in accordance with the lines, grades & typical cross-sections shown on the plans or established by the Director or his/her Designee. Density of the FDR with asphalt stabilizer will be completed using a vibratory steel drum soil compactor as specified herein.

**5.6 Curing:**

No new pavement shall be placed on the asphalt stabilized base until a minimum curing period of 5 days has elapsed. Additional curing may be needed if weather conditions warrant.

**5.7 Traffic Control:**

Traffic control including police details, warning lights, Barricades, and warning signs, is the sole responsibility of the contractor. Unless otherwise specified, the roadway shall be kept open to traffic at all times, with traffic discontinued on the lane being reclaimed. Controlled traffic may be permitted as soon as the base has been rolled.

**6.0 PERFORMANCE**

The Board of Selectmen will not award this contract unless the Contractor furnished satisfactory evidence of his/her ability and experience to perform this work, and that he/she has sufficient capital and equipment to enable him/her to prosecute the work successfully and to complete it within the time named in the contract. The Contractor shall not sublet any portion of this contract, and will own all equipment used to complete such contract. As part of the bid, the Contractor must submit a list of six similar and successfully completed jobs, whose relevance to the proposed job shall be deemed by the awarding authority. The name, address, and telephone number of a contact person involved with each of these projects must be included so they can be investigated prior to the award of the contract. It will be the responsibility of each bidder to visit the job site with the Director. The Board of Selectmen can reject any bid of a contractor who has not visited the work site.

**7.0 METHOD OF MEASUREMENT AND BASIS OF PAYMENT**

Full Depth Recycled Pavement with Injected Asphalt Stabilization will be measured by the square yard (SY). Additional materials added to restore grade and/or cross-slope as directed by the Designee, will be measured in vehicles at the point of delivery or by some other method previously agreed to by the Contractor and the Designee.

The accepted quantity of Full Depth Recycled Pavement with Injected Asphalt Stabilization, will be paid for at the contract unit price per square yard (SY), complete in-place and will be full compensation for furnishing all equipment, material and labor for pulverizing, blending, stabilizing, grading, compacting, and for all incidentals necessary to complete the work at the required depth and rate of emulsion specified in Section 5.4. This item will be the Basis of Award.

If the JMF requires emulsion be incorporated, above the bid quantity listed in Section 5.4, the contractor will be compensated for the additional Emulsified Asphalt, (Delivered) at the contract unit price per Gallon. If the JMF requires emulsion be incorporated, below the quantity previously listed in Section 5.4, the Town/Municipality shall be credited for material not incorporated in the project at the contract unit price per gallon, delivered. No additional compensation shall be requested by the contractor for changes in the JMF, unless additional materials are incorporated in the previously described work as requested by the Designee. This contract shall include an Asphalt Price Adjustment.

**8.0 INSURANCE**

The Contractor shall enclose with their bid a complete and current certificate of insurance naming the Town of Pembroke, NH as certificate holder, with limits of coverage at a minimum of general liability - \$1,000,000; automobile liability – combined single loss limit (CSL) of \$1,000,000 and evidence of worker’s compensation coverage. Evidence of coverage shall also be enclosed for all subcontractors.

9.0	Road:		
		Measurement	Estimated Quantity
	Bow Lane	2910 X 21	6,790 SY

**10.0 Work to be completed by September 1, 2023.**

**PRICE ADJUSTEMENT**

A fluctuating price will be required for this bid to allow for price adjustments based on the period price of asphalt cement in the awarding authority’s state. The price adjustment will be based on the variance in price for the asphalt cement component only from the Base Price to the Period Price. Base price for this bid will be \$\_\_\_\_\_ per ton of asphalt cement.

“**Base Price**” = the price of PG binder liquid per ton that exists on the bid opening date, listed above.

“**Period Price**” = the price of PG binder liquid per ton on the date the stabilization work is performed.

**Full Depth Reclamation with Injected Asphalt Stabilization:**

Current Price minus Base Price divide by 238 (Gal. in ton emulsion) x .60 (asphalt in Gal. emulsion) = Adjustment per Gallon of Emulsion used. Gallons used will be based on the job mix formula (JMF).



**BID FORM**

**BASE BID: FULL DEPTH RECLAMATION WITH INJECTED ASPHALT STABILIZATION** applied to contractor prepared roadways in accordance with the attached specifications.

Price per Square Yard \$ \_\_\_\_\_

**ADDITIONAL: EMULSIFIED ASPHALT (DELIVERED)** as per job mix formula.

Price per Gallon \$ \_\_\_\_\_

Bidder: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_ Fax: \_\_\_\_\_

\_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name & Title: \_\_\_\_\_

Date: \_\_\_\_\_

**REFERENCE LIST FOR FULL DEPTH RECLAMATION  
WITH INJECTED ASPHALT STABILIZATION**

Please list six similar projects that have been completed.

Owner:		Owner:	
Address:		Address:	
City, State, Zip:		City, State, Zip:	
Contact:		Contact:	
Phone:		Phone:	
Contract Amount:		Contract Amount:	
Owner:		Owner:	
Address:		Address:	
City, State, Zip:		City, State, Zip:	
Contact:		Contact:	
Phone:		Phone:	
Contract Amount:		Contract Amount:	
Owner:		Owner:	
Address:		Address:	
City, State, Zip:		City, State, Zip:	
Contact:		Contact:	
Phone:		Phone:	
Contract Amount:		Contract Amount:	

## **2023 ROAD PAVING BID PRICE PROPOSAL**

The Town of Pembroke, N.H. is soliciting price proposals for providing Hot Bituminous Asphalt Pavement (machine method) 1/2" top, 3/4" dense binder and 3/8 shim at various locations, as directed in accordance with NHDOT Standard Specifications. Structures will be adjusted as needed, surface will be swept and tack coat applied prior to the placement of Hot Mix Asphalt, as well as road side ditching and shoulder gravel. One culvert will also be replaced. Underdrain will be installed. Bituminous curb will be installed. All equipment, material and flaggers to be included in this bid.

Sealed bids must be marked "2023 Road Paving Bid" and will be accepted until 10:15 a.m. Wednesday, March 1, 2023 at Pembroke Town Hall located at 311 Pembroke Street, Pembroke, NH 03275 at which time they will be opened and publicly read.

Approximately **7565+/-** tons of asphalt pavement is to be installed on various roads within the community, at times to be mutually agreed between the Town and the Contractor, allowing maximum flexibility for scheduling. Traffic control personnel to be provided by the Contractor, grading edges and covering catch basins will be contractor's responsibility. Rolling the pavement after placement will be contractor's responsibility. End mill where necessary from 0" to 2" depth (depending on pavement thickness) uniformly over a minimum distance of 24 inches to match new pavement into existing pavement. Tack coat existing pavement and all mill joints with truck or trailer mounted spray bar system at a minimum rate of 0.04 gallons/square yard. Blending driveway aprons, where required, will be considered as "machine method".

The Contractor will be required to provide the proper equipment consistent with industry standards: i.e.: automatic grade control bituminous spreading and finishing machine (pavers) capable of distributing to the required thickness and lane widths, static steel wheeled roller of minimum 8 tons, rubber tired roller producing 2000 lb per wheel; and only equipment listed on the State of New Hampshire's approved equipment list will be allowed. Work will be completed within the specifications of the State of New Hampshire Standard Specifications for Road and Bridge Construction and the Technical Specifications contained herein. If a conflict is found between them, the Technical Specifications contained herein shall rule.

**The Contractor shall enclose with their bid a complete and current certificate of insurance naming the Town of Pembroke, NH as certificate holder, with limits of coverage at a minimum of general liability - \$1,000,000; automobile liability – combined single loss limit (CSL) of \$1,000,000 and evidence of worker's compensation coverage. Evidence of coverage shall also be enclosed for all subcontractors. There will be no escalation clause for any material or fuel adjustments for as long as this contract is in place.**

The Contractor shall fully indemnify and hold harmless the Town of Pembroke, NH from all claims for damage or injury whatsoever that may arise from the encumbrance, obstruction, occupation, or use of said highway, and the Contractor shall be accountable for all damage that may occur on account of said encumbrance, obstruction, occupation, or use of the aforesaid highway.

Payments will be based upon actual quantities used and unit price bid in this contract and a detailed report will be submitted with each payment request. Until the work is substantially complete, retainage shall be ten percent (10%) of the monthly payment claim. Upon issuance of Certificate of Final Completion, retainage shall be reduced to five percent (5%) of the final contract total; said retainage to be held for the ninety (90) day warranty period.

A performance and payment bond for the full amount of the project is required upon acceptance by the Pembroke Board of Selectmen.

All paving must be completed no later than October 31, 2023.

The Board of Selectmen reserves the right to reduce project funding at any time.

	Length (FT)	Width (FT)	Compacted Depth (IN)	Tons
Borough Road, Top Coat	6606	21	1.5	1320
Borough Road, Overlay	2375	21	1	320
Borough Road, Shim	2375	21	0.75	240
Bow Lane, Binder	4000	22	2.00	1120
Bow Lane, Top Coat	4000	22	1.00	560
Brickett Hill Road, Top Coat	3100	21	1.50	620
Buck Street, Top Coat	6025	24	1.50	1375
Buck Street, Overlay	1850	24	1.00	285
Buck Street, Shim	1850	24	0.75	215
Horse Corner Road, Top Coat	1215	31	1.50	360
Third Range Road, Top Coat	925	20	1.50	180
Third Range Road, Overlay	785	28	1	140
Ricker Road, Top coat	2730	28	1.50	730
Thompson Road, 2 Culverts, 120' 18"pipe	120			
Handwork				100

Contractors are encouraged to review the list of work prior to submitting their bids. Bid price proposals must be on company forms clearly stating the price per ton for hot top. Bid prices for shoulder work should be calculated at tons. Contractors are to submit a list of references of previously completed municipal jobs. All work to be done under the direction of the Public Works Department.

Send bid price proposals to:   Pembroke Town Hall  
  311 Pembroke Street  
  Pembroke, NH 03275

The Town of Pembroke reserves the right to reject any and all bids and to award the bid in the best interest of the Town of Pembroke. The bid award is contingent upon funding approval at the March 2023 Town Meeting.

VJ Ranfos  
Director of Public Works

<b><u>BID FORM</u></b>		
<b>ITEM</b>	<b>UNIT</b>	<b>UNIT PRICE</b>
Machine ½” Hot Top	5890+/- Tons	_____
Machine ¾” Dense Binder	1120 +/- Tons	_____
Machine 3/8 Shim	455+/- Tons	_____
Handwork Hot Top	100+/- Tons	_____
Reclaiming/Fine Grading	Sq. Yds.	_____
Roadside Ditching	20,000+/- Linear Ft.	_____
Shoulder Work, Material 1” (-) gravel	1000+/- Tons	_____
End Mill Taper for Butt Joints	500+/- Linear Ft.	_____
18” Precast Headwalls	4 per each	_____
18” HDPE Pipe	120+/- Linear Ft.	_____
Adjust Structures, Raise/Lower	42 per each	_____
Cape Cod Berm	2000+/- Linear Ft.	_____

**(BID FORM cont.)**

SMH Covers, Lower & Raise	22 per each	_____
Gravel backfill	200+/- Cu. Yds.	_____
Loam and Seed Disturbed Areas TBD	Sq. Ft.	_____
Install Rip Rap 6”- 8”, limited locations	per Ton	_____

Name of Firm: \_\_\_\_\_

State of Incorporation: \_\_\_\_\_

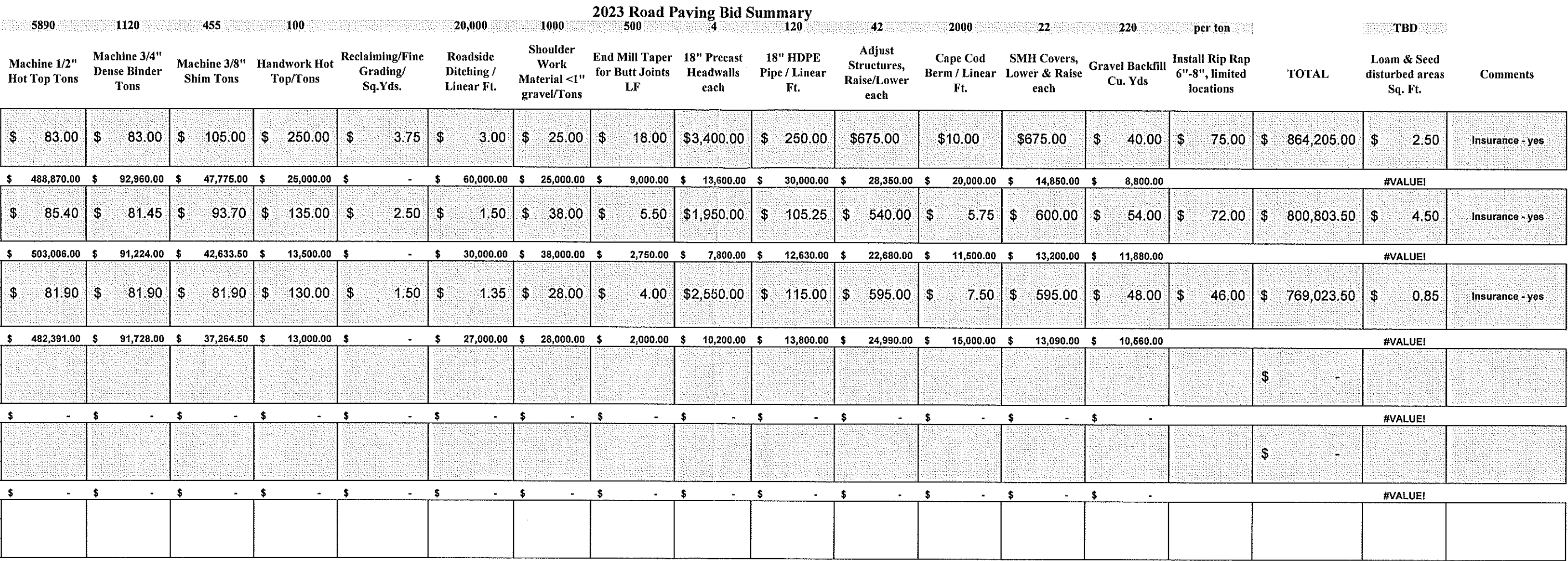
Business Address: \_\_\_\_\_  
\_\_\_\_\_

Signature of Responsible  
Official: \_\_\_\_\_ Title: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Telephone Number: \_\_\_\_\_ Cell Phone: \_\_\_\_\_

Fax: \_\_\_\_\_ E-Mail \_\_\_\_\_



<u>NAME</u>	<u>PROPERTY ADDRESS</u>	<u>MAILING ADDRESS</u>	<u>AMOUNT DUE THROUGH</u>	
			<u>5/4/2023</u>	<u>MAP/LOT</u>
<u>Tax Deed date is May 4, 2023</u>				
American Legion	43 Church Street Pembroke NH 03275	43 Church Street Pembroke NH 03275	12,484.34	VE-158-1
Karen Batting David Mcewen	105 Glass Street Pembroke, NH 03275	105 Glass Street Pembroke, NH 03275	1,583.33	VE-199
William Boutillier***	235-4 Dearborn Road Pembroke, NH 03275	235-4 Dearborn Road Pembroke, NH 03275	559.66	266-76-104
Daniel and Kristen Brien	308 Pembroke Street Pembroke, NH 03275	308 Pembroke Street Pembroke, NH 03275	5,755.69	565-4
John Paul Bullock	97 Glass Street Pembroke, NH 03275	97 Glass Street Pembroke, NH 03275	6,377.33	VE-196
Wendy Cray***	78-8 Sheep Davis Road Pembroke, NH 03275	78-8 Sheep Davis Road Pembroke, NH 03275	706.52	632-11-108
Christopher Drouin	455 Carrie Ave Pembroke, NH 03275	455 Carrie Ave Pembroke, NH 03275	372.83	563-79
Stephen Fisher	721 Eley Lane Pembroke, NH 03275	721 Eley Lane Pembroke, NH 03275	462.44	561-70
Jean Gloddy***	216 Friendship Ave Pembroke, NH 03275	216 Friendship Ave Pembroke, NH 03275	281.00	870-32-U16
Nicholas Julian***	235-3 Dearborn Road Pembroke NH 03275	235-3 Dearborn Road Pembroke NH 03275	693.32	266-76-103
Bruce and Katherine Mcalister	41 Donna Drive Pembroke, NH 03275	41 Donna Drive Pembroke, NH 03275	9,184.75	565-81-8

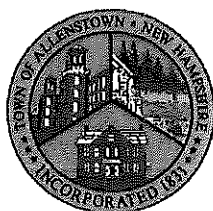


Brian and Heather Mudgett	668-1A Thompson Road Pembroke, NH 03275	664 Thompson Road #1 Pembroke, NH 03275	351.61	870-33-1
Heather Mudgett	668 Thompson Road Pembroke, NH 03275	664 Thompson Road #1 Pembroke, NH 03275	3,061.70	870-33
Heather Mudgett***	668-2A Thompson Road Pembroke, NH 03275	664 Thompson Road #1 Pembroke, NH 03275	455.41	870-33-2
Heather and Brian Mudgett	664 Thompson Road Pembroke, NH 03275	664 Thompson Road #1 Pembroke, NH 03275	6,990.90	870-32-1
Owners Unknown *	Broadway Pembroke, NH 03275	311 Pembroke Street Pembroke, NH 03275	207.90	VE-15-1
Owners Unknown *	Main Street Pembroke, NH 03275	311 Pembroke Street Pembroke, NH 03275	147.12	VW-114-1
Owners Unknown *	Pembroke Street	311 Pembroke Street Pembroke, NH 03275	254.88	266-27-2
David and Suzanne Paul**	243 Pembroke Hill Road Pembroke, NH 03275	243 Pembroke Hill Road Pembroke, NH 03275	8,760.09	565-196
Sandy Pauliks***	222 Friendship Ave Pembroke, NH 03275	222 Friendship Ave Pembroke, NH 03275	745.29	870-32-U22
Andrea Smith B	310 Beacon Hill Road Pembroke, NH 03275	310 Beacon Hill Road Pembroke, NH 03275	357.67	561-112-1
THC Realty Trust * Elliot Konner Trustee	Main Street Pembroke, NH 03275	PO Box 10545 Bedford, NH 03110-0545	2,187.04	VE-179-2
Webster Falls Inc *	Mills Fall Off Pembroke, NH 03275	116 So River Road Bldg A Bedford, NH 03110	227.91	VE-179-1

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000

\* Deed Issues or potential contaminated land  
\*\* IRS Lien  
\*\*\* Mobile Homes  
B = Bankruptcy

3/10/2023



**Town of Allenstown**  
**Board of Selectmen**  
**16 School St.**  
**Allenstown, NH 03275**  
**603-485-4276**

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March 6, 2023

Town of Pembroke Board of Selectmen  
311 Pembroke Street  
Pembroke, NH 03275

Pembroke Select Board Members,

The Board of Selectman for the town of Allenstown have met and discussed your request for a written agreement for the dissolution of the Tri-Town ambulance service as owned by both towns.

The following was a result of this meeting;

First, the town of Allenstown would like a documented list of assets that are currently on file with your auditors for the purpose of knowing what currently is being audited for depreciation. In addition, we would like to have a documented list of other hard assets that do not fall in the current auditors list of items. These are the items located on the vehicles as outlined in the state of New Hampshire's ambulance equipment list for inspection.

During this process, we would also ask for a monthly report/inventory of the combined items in the Tri-Town supply stockroom going forward and for the past year. This would include the current minimum par levels utilized to order as outlined in the Tri-Town stock list on file, provided by director Gamache. Several of these items have a significant financial value and should be tracked and shared jointly as we move towards the dissolution. The stockroom shall be made whole one month prior to the dissolution date as to have an accurate value. The division of the financial value or physical value can be negotiated as we move forward towards the end of the Tri-Town service.

Second, with an auditor selection, we would like to choose a window of time to have the evaluation completed to provide a clear timeline to complete the dissolution by the end of year 2024. In this time window we would like to select which ambulance that the Town of Allenstown will receive with first right of refusal for either ambulance. With our proposed end of service being suggested as 07/01/2024 for response from the Tri-Town service, with a financial end of 12/31/2024. We believe this will help to close out any pending financial and/or documentation items.

In addition, we will not be in support of staffing a second ambulance by the Tri-Town service as we move forward with our own service being established. Our staff at the Fire Department is well qualified to handle any additional calls after the first initial ambulance is dispatched and unavailable in the Town of Allenstown.

The final topic of discussion would be conduct related to communications as we move towards the dissolution. As we all know, your chairman made it a point to make disparaging comments both on

social media and in the newspaper. There was a lot of misinformation put forth that was unacceptable. An example would be as documented on the January 2023 Directors report.

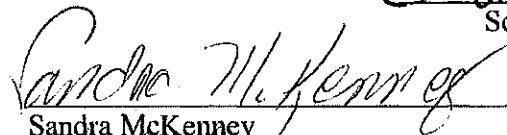
Director Gamache and your Chairman claims a gold standard of Paramedic level service on both social media and in the Concord Monitor, when in fact that isn't the case. For seven days in the month of January, one of the ambulances was only staffed at an Advanced EMT level, and potentially could have responded without a Paramedic had they been tied up on another call.


Your Town Administrator had asked for a smooth transition at the last Board of Directors meeting in January to which our members agreed, with that, we found the response by your Chairman as a complete contradiction to what was asked of our members.


As we move forward, we ask that any and all information be moved through the Tri-Town Board of Directors for comment, and not from any one specific individual who may not agree with the changes coming forth in the future.

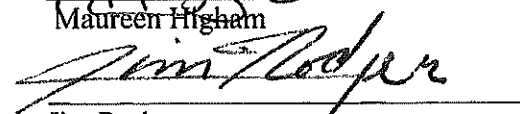
Respectfully,

  
Scott McDonald, Chair

  
Sandra McKenney

  
Keith Klawes

  
Maureen Higham

  
Jim Rodger

Allenstown Board of Selectmen

**BOARD OF SELECTMEN  
TOWN OF PEMBROKE, NH  
March 1, 2023 at 6:30 PM**

**DRAFT,**

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Present: Selectman Richard Bean, Selectman Peter Gagy, Selectman Rick Frederickson,  
Selectman Karen Yeaton

Staff: Town Administrator David Jodoin

Excused: Selectman Sandy Goulet

**I. Call to Order:**

Chairman Yeaton called the meeting to order at 6:30pm.

**II. Citizen Comment**

**III. Scheduled Meetings**

Public Hearing Senate Bill 2

Selectman Yeaton opened the public hearing at 6:32pm.

Mark Cheeseman, 870 Plausawa Hill Road, spoke in support of passing SB2 or RSA 40:13. There is typically a 4% voter turnout at Town Meeting, and this would encourage more voter turnout and also gives opportunity to people who are unable to make Town Meeting or unable to sit through a lengthy meeting. The right to vote is hindered when people are unable to vote and SB2 provides a solution.

Pete Kohalmi, 490 Woodlawn Ridge Road, spoke in opposition to SB2 stating as low as the number of residents who vote is, there will still be a small number of people who go to deliberative session. This will not encourage more people to vote. Pete also discussed the importance of being able to discuss the budget issues.

Mark LePage, Nixon Road, stated he is opposed to SB2 and shared fears of an uninformed electorate. The discussions at Town Meeting extremely valuable.

Rosemarie Michaud, 340 Beacon Hill Road, stated she is opposed to SB2 and also shares concerns for uninformed voters and stressed the importance of the traditional town meeting.

Cindy Thorell, 8 Winchester Court, spoke in support of SB2. Not everyone is able to go to Town Meeting and there are other ways to learn about the items on the warrant.

Cindy stated that just because someone can't make it to Town Meeting, they have lost the opportunity to vote.

Wayne Burt, 215 Pembroke Street, stated there are many issues with SB2 and if it is passed, it will be hard to come back from.

Rosemarie Michaud, 340 Beacon Hill Road, asked if SB2 carries additional costs. David Jodoin answered it may just be the cost of printing the additional ballots depending on the number of warrant articles.

Pete Kohalmi, 490 Woodlawn Ridge Road, asked how the decision on SB2 is made. David explained it is a warrant article that will be voted on at Town Meeting and the School District Meeting. It will be a ballot vote and requires a 3/5 majority to pass.

Selectman Yeaton closed the public hearing at 6:54pm.

Selectman Gagyi shared he attended the Town of Allenstown's deliberative session a few weeks ago and there was around 15 people who showed up. It was very low participation. There will always be the chance people are unable to make voting whether it is on Town Meeting day or on the Tuesday vote.

Selectman Yeaton stated she was reached out to by residents asking where she stood on the issue and chose to stay neutral encouraging the residents to share their comments. Some of those comments were:

- If the people who showed up to vote were required to attend the deliberative, I would be for SB2 but they are not.
- Would you be ok if your legislature that you voted in only showed up on the final vote of bills and were not required to attend any of the discussion meetings?
- Could you survey people to see if they do not have time or are not interested in attending?
- What do you think is the most important part of the democratic process; the discussion and debate or the volume of people who vote on the issue?
- In Lancaster, which is SB2, 700 people showed up to vote but only 100 showed up to the deliberative to learn and discuss. What is the implication of not having an educated voter?
- Would you agree that the primary goal is to increase the participation in vote casting?
- In a 2014 article, a Town Moderator stated that in his town, attendance at deliberative sessions declined and believes that's happening because at those deliberations there are no actions being taken. This increases the likelihood of an uninformed vote at the ballot box.
- A resident is concerned for the confusion in the wording for warrant articles and the deliberative session gives the opportunity for residents to understand.
- The town budget is an expression of the value of the services that are provided to residents and not simply about money.

- In Epsom, the town wanted to do improvements to North Road, costs came in around \$250,000. The town voted to put \$50,000 into a capital reserve fund for 5 years to cover the cost and so there was no impact to the tax rate when they decided to do the project. In the meantime, the government made available a matching grant. The Selectman applied and were approved for the grant. However, over the 5 years, the cost of the project increased, but the grant would have covered the increase. The \$500,000 warrant article was added and only 12 people came to deliberative session. The article was voted down and the grant was lost. The Town still had to fix the road and it ended up increasing the tax rate.

Selectman Yeaton is opposed to moving to an SB2 community.

This article will be voted on at Town Meeting on March 18, 2023.

#### Jerrica Lee Bell - Building Permit Request 114-145 Seventh Range Road

In October, Jerrica went to Town Hall and applied for a building permit. She was denied and applied for a waiver from the Zoning Board. The waiver was granted because the project met the requirements as it is a lot of record and therefore a buildable lot. That moved the issue to the Selectman with the understanding they would be seeking information and feedback from the Planning Board and Emergency Services.

Selectman Yeaton stated in December of 2022, the Board of Selectman adopted a policy for building permits on Class 6 roads. The courts have handed down the judgement that towns cannot not issue permits on lots of record. This led to concerns for scattered development. The main issue is access for municipal and emergency services to these development sites.

Jerrica stated the size of some of the lots on Class 5 roads prohibits any abutting properties from building because those lots are large, and they cannot meet the requirement of being within 250 feet. It is also contradictory to ask her to sign a waiver understanding services aren't available and then asking her to bring the road up to town specs so services, she won't be able to take advantage of, can be made available.

Selectman Frederickson shared even though this property is 900 feet into a Range Road, he does not feel this property counts as sporadic development given it is adjacent to developed lots.

Selectman Gagyi stated the policy has specific reasons for the regulations in it. The policy states it needs to be 250 feet from a developed class 5 or better road and while he might be willing to stretch it a little, this is well over that 250-foot limit.

Selectman Beans stated he agrees it is too far over the limit.

Selectman Yeaton asked what her intentions are for access. Jerrica explained she is entering a graduate program and would not be moving full-time to the lot for at least 4 years. She would like to build a single structure for a garage at the bottom and a livable space further up the property.

Selectman Yeaton clarified that a condition of the permit would be bring the road up to class 5 standard. Selectman Yeaton asked if Jerrica would be willing to bring the road up to class 5 standard. Jerrica answered not at this time. Selectman Yeaton asked what the plan for the road would be. Jerrica answered a similar profile as Third Range Road up from Brickett Hill.

Chief Gaskell stated he concerned for life safety since they do not have vehicles that can make it out there and also for officer safety. They do have to call outside agencies at night and those agencies don't know the Range Roads nor are they certified to drive the Town's four wheelers.

Chief Gagnon stated a fire hose is 200 feet. They have to be able to get 150 feet from the structure so the hose can reach the back of a structure. The forestry truck can get to the house but are not designed for structure fires and do not carry the appropriate apparatuses and safety equipment. The distance may mean she is required to outfit the home with an interior sprinkler system. A standard Fire Truck cannot make it down the Range Road and under no circumstance will be taken down a Range Road. An ambulance will also not be taken down a Range Road.

VJ Ranfos stated Public Works cannot spend public money to maintain a class 6 road and there would also be no trash pick-up. That is also a major corridor for the snowmobile club.

Jerrica stated being overly restrictive and prohibitive of residents building on their property will force them to sell to developers. She finds it difficult to be asked to sign a waiver not to use services but also being asked to maintain a road that can handle said services that ultimately won't be offered to her.

David Jodoin explained prior to the 2006 Class V frontage regulations, houses were built haphazardly. The court case being referenced to is prior to 2006. That individual already had a building permit for another structure and the court deemed it was ok that structure was going to be a house. This policy was started back in September in 2022 but due to delays, the final vote was in December of 2022.

Deputy Chief Rob Farley stated the policy still requires a structure has to meet building and life safety codes and asked how will inspectional services be provided if they cannot reach the property and some codes require 110v battery backup smoke detectors. How will that be achieved? Jerrica stated she plans to work to meet the codes. David explained Eversource would have to make the determination on the power lines.



Selectman Yeaton agrees with property rights opinions, but the Board is under the obligation to follow the policies the Town has put forward. The struggle is the access.

Selectman Frederickson asked what the grade is like. Jerrica stated there is a small rise but it is not steep in either direction.

Selectman Frederickson stated the builders will have to build up to the road so they can have access to the property for themselves. It will need to be strong enough for heavy equipment so to judge access prior to the road improvement, is almost a useless measure.

Selectman Bean asked what her timeline is. Jerrica answered the first structure would ideally be in next year. Permits have to come before she can make any formal arrangements.

Selectman Frederickson made a motion to table the issue. Selectman Bean seconded the motion. Motion passed 5-0.

#### Tom Serafin Town Meeting Discussion

Tom Serafin discussed the procedures for Town Meeting on Saturday March 18, 2023. Articles 3, 4, & 5 will require a ballot votes and they will have 3 ballot boxes available. David will discuss the monetary items, Selectman Gagyi will discuss warrant article 6, Selectman Frederickson will discuss warrant article 7, Selectman Yeaton will discuss warrant article 8, and Selectman Bean will discuss warrant article 9. Tom would like to see the School Board and the Selectman at Town Meeting to assist with the process and ballot counting. Tom would also like the Selectman to start thinking about and having conversations surrounding the upgrading of the voting machines with newer technologies.

#### Matt Miller Energy Committee – Registration Letter

Matt explained if the Town votes to approve the Community Power Plan on the 18<sup>th</sup>, the plan would be sent to the Public Utilities Commission (PUC) for their review and approval, and then the Town could start requesting data from utility companies. This registration document meets requirements of the PUC to let them know a plan will be coming soon and who the contacts will be between the PUC, the Energy Committee, and the utility companies

Selectman Frederickson made a motion to authorize the Town Administrator to submit the documentation for the Energy Committee. Selectman Gagyi seconded the motion. Motion passed 4-0.

#### **IV. Old Business**

##### 2020 Tax Deeds

No new update.

## **V. New Business**

### Chief Gagnon – Compressor Purchase

Chief Gagnon explained this compressor is for the purified air that goes into the air packs used in hazardous areas. The current one was purchased in 1984 and the last two times it was inspected, they were told it needed to be replaced. It was in CIP for 2023 but the vendor stated there was a large price increase coming in April.

Selectman Bean made a motion to authorize Chief Gagnon to proceed with the compressor purchase and all electrical work for a sum not to exceed \$40,000. Selectman Frederickson seconded the motion. Motion passed 4-0.

### Site Restoration Bond – Greens at Pembroke Pines

Selectman Gagyí made a motion to accept the site restoration bond for the Greens at Pembroke Pines Phase II in the amount of \$99,920. Selectman Bean seconded the motion. Motion passed 4-0.

Selectman Gagyí made a motion to approve the name Mulligan Court for Greens at Pembroke Pines II. Selectman Bean seconded the motion. Motion passed 4-0.

### Manifest/Abatements

Selectman Frederickson made a motion to accept the manifests and abatements as presented. Selectman Gagyí seconded the motion. Motion passed 4-0.

### Minutes 2/15/23

Selectman Bean made a motion to approve the minutes of February 15, 2023 as presented. Selectman Gagyí seconded the motion. Motion passed 4-0.

## **VI. Town Administrator Report**

Library trustee is requesting the Board of Selectman appoint Judy Mitchell to fill the remainder of the term left by a Trustee who recently passed away.

Selectman Frederickson made a motion to appoint Judy Mitchell as Library Trustee. Selectman Gagyí seconded the motion. Motion passed 4-0.

Town Clerk was subpoenaed for documents from the law firm of McLane Middleton for information regarding a landfill. The State of New Hampshire is suing 3M Company for PFAS contamination.

There was an article in the Concord Monitor regarding the School District audits.

There was a question at the School District meeting asking what the Town does to let people know about the tax credits and exemptions. David sent a response saying the information is on the physical tax bill.

David is trying to put together a Zoom call with Regional Planning, Police, Fire, Planning, regarding the proposed Casino on Rt. 106.

The Associated Grocers tax abatement case has to go through mediation. What was originally a zoom conference call, is now an in person meeting at Sulloway and Hollis in Concord. The Selectman and Town Administrator need to attend on Monday April 3<sup>rd</sup>.

## **VII. Committee Reports**

Selectman Fredrickson – Planning approved a special use permit for Eversource to replace poles, approved two minor subdivisions on Tina Drive, and the proposed gaming center in Concord did a presentation on their phase I plan.

Selectman Bean – None

Selectman Gagyi – None

Selectman Yeaton – None

## **VIII. Other/Citizen Comment**

VJ Ranfos stated they would need to close the transfer station with the impending storm. DPW lost their part time employee and in order to staff the transfer station they would need to pull people from plow trucks.

## **IX. Adjourn**

Selectman Frederickson made a motion to adjourn at 8:47 PM. Selectman Gagyi seconded the motion, and it was approved unanimously.

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Karen Yeaton, Chairman

For more detailed information, the meetings are now taped and can be seen on [www.townhallstreams.com](http://www.townhallstreams.com) click on  
Pembroke NH and look for the day of the meeting under the month.

STATE OF NEW HAMPSHIRE

COMMISSIONER  
Jared S. Chicoine

DEPUTY COMMISSIONER  
Christopher J. Ellms, Jr.



DEPARTMENT OF ENERGY  
21 S. Fruit St., Suite 10  
Concord, N.H. 03301-2429

TDD Access: Relay NH  
1-800-735-2964

Tel. (603) 271-3670

FAX No. 271-1526

Website:  
[www.energy.nh.gov](http://www.energy.nh.gov)

RECEIVED

March 7, 2023

MAR - 9 2023

TOWN OF  
PEMBROKE, NH

Town of Pembroke  
311 Pembroke Street  
Pembroke, NH 03275

RE: Notice of Issuance of License and Right to Appeal Pursuant to NH RSA 371:17

Dear Sir/Madam:

This shall constitute Notice to you that on March 7, 2023, the New Hampshire Department of Energy (Department) issued License No. CRE 2023-006 to Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource) in connection with its Application for License to Construct and Maintain Electric Lines Over and Across Public Waters and State Land in Bow, Concord, and Pembroke, New Hampshire.

This also shall constitute Notice to you as provided in NH RSA 371:20 entitled, Rights of Appeal, Notice, and Order, that persons directly affected by a decision of the Department to issue or deny a license may appeal a Department decision to the Public Utilities Commission within 30 days of the Department's decision, and not thereafter.

Sincerely,

A handwritten signature in blue ink that reads "Paul G. Kasper".

Paul G. Kasper  
Director  
Enforcement Division

Enclosure

**STATE OF NEW HAMPSHIRE DEPARTMENT OF ENERGY**

**PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE  
D/B/A EVERSOURCE ENERGY**

**LICENSE NO. CRE 2023-006**

**March 7, 2023**

**Application for License to Construct and Maintain Electric Lines  
Over and Across Public Waters and State-Owned Land  
in Concord, Bow and Pembroke**

This license is granted to Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource) to construct and maintain its M108 Line, an existing electric transmission line that extends over and across public waters of the Merrimack River in Bow and Concord, the Soucook River in Concord and Pembroke, and land owned by the State of New Hampshire in Pembroke. The M108 Line public water crossing at the Merrimack River between Structures 2 and 3 was previously licensed in 2022 under CRE 2022-009. The public water crossings at the Soucook River in Concord, between Structures 11 and 12, and 31 and 32, were previously licensed in 2008 under DE 08-064 (Order No. 24,859). The State-owned land between Structures 25 and 29 was licensed in 2022 under CRE 2022-009, which accounted for a subset of total structures within the continuous state land span between Structures 25 and 32. As a result of this application, the M108 line will be licensed in its entirety.

**I. BACKGROUND**

On February 24, 2023, Eversource filed an application with the N.H. Department of Energy (Department), pursuant to RSA 371:17, requesting a license to construct and maintain its M108 Line, an electric transmission line that extends over and across public waters and State-owned land in Concord, Bow, and Pembroke. On March 3, 2023, the Department's

Enforcement Division Staff filed a recommendation that the application be approved, and a license granted, based on the application filings, applicable statutes, rules, NESC requirements, and land ownership, as well as public need, safety, and impact.

**II. SUMMARY OF LICENSE**

**A. Crossing Locations and Construction**

This license pertains to Eversource’s M108 Line, an electric transmission line that extends over and across public waters and State-owned land in Concord, Bow, and Pembroke. The proposed project for the M108 Line encompasses the replacement of existing wooden structures at the Merrimack River in Bow and Concord, the Soucook River in Concord and Pembroke, and State-owned land in Pembroke. Structures 2, 11, 12, 27, and 29 through 32 need to be replaced promptly to continue to function safely and reliably. Those structures will be replaced with weathering steel equivalents that will be located within 10’ of the original structure location. The M108’s existing three phase conductors, single OPGW wire, and single static wire within the spans encompassing Structures 2 to 3, Structures 11 to 12, and Structures 25 through 32, will not be changed in the course of performing the steel structure replacements. Wire specifications are identified on Exhibits 2 through 7 submitted by ES.

The location of Structures 2 to 3 in this application creates a total span of 818.2 feet with a span of 535.6 feet crossing the Merrimack River in the Town of Bow.

The location of Structures 11 to 12 in this application creates a total span of 401.3 feet with a span of 50.2 feet crossing the Soucook River in the City of Concord and Town of Pembroke.

The location of Structures 25 and 32 in this application creates a total span of 4239.5 feet with a span of 2966.7 crossing State-owned land in the Town of Pembroke.

The location of Structures 31 and 32 in this application creates a total span of 1172.8 feet with a span crossing 388.1 feet crossing the Soucook in the City of Concord and the Town of Pembroke.

**B. Regulatory Requirements**

Eversource is responsible for obtaining any and all other federal, state, or local permits required by authorities having jurisdiction for the construction and installation of the proposed crossing. According to the application, a New Hampshire Department of Environmental Services (NHDES) Statutory Permit by Notification (SPN) will be required for temporary impacts to wetlands associated with the construction and installation of new structures. A NHDES Shoreland Permit by Notification (PBN) will be obtained for the work planned under this application in relation to temporary impacts to wetlands, and the shoreland buffer to the Merrimack and Soucook Rivers prior to the commencement of construction.

The U.S. Army Corps of Engineers (ACOE) regulates the subject portion of the Merrimack River as navigable waters and the scope of work discussed in this application at that crossing location is covered through a Self-Verification process under the ACOE New Hampshire Programmatic General Permit #4, provided that there will be no decrease in existing clearances, which is the case for the scope application herein. The ACOE does not regulate any parts of the Soucook River.

**C. Property Rights**

According to Eversource, abutters to the Merrimack River in Bow and Concord, the Soucook River in Concord and Pembroke, and State-owned land in Pembroke will not be affected by the proposed project because the crossing structures are being replaced and rebuilt within existing right-of-way easements.

**D. Service to the Public and the Effect on Public Rights**

According to the application, the existing crossings were constructed, operated, and maintained to meet the reasonable requirements of service to the public. Eversource affirmed that the proposed modifications will continue to meet that public need and will not substantially affect the public's use and enjoyment of the public waters and State-owned land in Concord, Bow, and Pembroke.

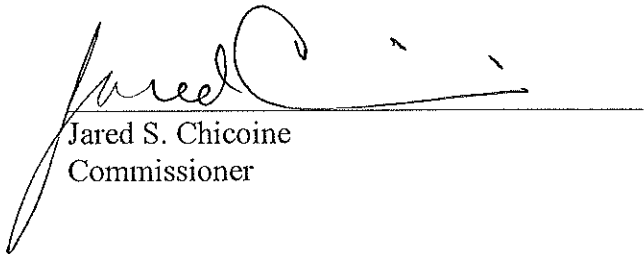
The line modifications are designed, and will be constructed and maintained in accordance with the 2012 National Electrical Safety Code (NESC). The clearance requirement with respect to the water crossings was calculated using a 100-year flood level, which is a more conservative analysis than the NESC 10-year flood clearance requirement.

**III. DEPARTMENT DECISION**

Eversource is authorized pursuant to RSA 371:17, *et seq.*, to construct, install, operate, and maintain electric lines over and across the public waters of the Merrimack River in Bow and Concord, the public waters of the Soucook River in Concord and Pembroke, and State land in Pembroke, as described in its application and depicted in its filings, and as specified in the Enforcement Division's recommendation. Based on the factual representations set forth in the application and the recommendation, the Department finds that the requested crossing amendments are necessary to meet the reasonable requirements of reliable service to the public, as required by RSA 371:17, and that the requested license may be exercised without substantially affecting public rights in the public waters and subject land at the crossing locations in Bow, Concord, and Merrimack, as required for approval under RSA 371:20. Therefore, the application is approved.



By order of the Department of Energy of New Hampshire this 7<sup>th</sup> day of March, 2023.



Jared S. Chicoine  
Commissioner



Lori A. Weaver  
Interim Commissioner

Patricia M. Tilley  
Director

STATE OF NEW HAMPSHIRE  
DEPARTMENT OF HEALTH AND HUMAN SERVICES  
*DIVISION OF PUBLIC HEALTH SERVICES*

29 HAZEN DRIVE, CONCORD, NH 03301  
603-271-4501 1-800-852-3345 Ext. 4501  
Fax: 603-271-4827 TDD Access: 1-800-735-2964 [www.dhhs.nh.gov](http://www.dhhs.nh.gov)

February 28, 2023

Dear community partner,

I am reaching out on behalf of the NH Department of Health and Human Services (DHHS), Division of Public Health Services (DPHS). I am the Communications Strategy Specialist at DPHS. One of my roles with the Department is to serve as a liaison to the community to help increase awareness of COVID-19 resources available in NH.

In an effort to join communities and families in providing opportunities for citizens to achieve health and independence, I wanted to let you know the New Hampshire Department of Health and Human Services has free mobile vaccination services available statewide, but only for a limited time. Any business, town or community organization can schedule a COVID-19 mobile clinic at no cost through our contract with On-Site Medical Services Inc. Attached you will find a poster you are welcome to display at your organization.

The mobile teams will come to your location and provide COVID-19 boosters or primary series doses for all age groups free of charge, but only for a limited time. It's easy to book a clinic by calling 603-826-6500 to arrange a convenient date and time. We encourage you to share the information with your members and take advantage of the program this winter! Please feel free to email me if you have questions at [tiffany.d.fuller@dhhs.nh.gov](mailto:tiffany.d.fuller@dhhs.nh.gov)

Sincerely,

*Tiffany Fuller*

Tiffany Fuller  
Department of Health and Human Services  
Division of Public Health Services  
Bureau of Emergency Preparedness,  
Recovery and Response

RECEIVED

MAR - 9 2023

TOWN OF  
PEMBROKE, NH



March 3, 2023

Board of Selectmen  
Town of Pembroke  
311 Pembroke Street  
Pembroke, NH 03275

RECEIVED

MAR - 8 2023

TOWN OF  
PEMBROKE, NH

Dear Chairman and Members of the Board:

We are committed to keeping you and our customers informed about changes to Xfinity TV services. Accordingly, please note the following changes to the Xfinity Rate Card provided in your community:

- *Effective April 2, 2023, the monthly subscription for HBO and HBO Max will increase from \$14.99 to \$15.99 per month as a result of a recent increase in HBO and HBO Max programming costs.*

Customers are receiving notice of change in their bill. Please do not hesitate to contact me with any questions at [Bryan\\_Christiansen@comcast.com](mailto:Bryan_Christiansen@comcast.com).

Very truly yours,

*Bryan Christiansen*

Bryan Christiansen, Sr. Manager  
Government Affairs