

AGENDA
BOARD OF SELECTMEN
May 19, 2021 AT 6:30 PM
Pembroke Town Hall, Paulsen Room

- I. CALL TO ORDER
- II. CITIZEN COMMENT
- III. SCHEDULED MEETINGS:
 - a. Patricia Caruso – POW/MIA Flags/Chair
 - b. Alyssa Huber – Discussion of Veterans Park
 - c. Charles Cleary – Pembroke Pines Discretionary easement
- IV. OLD BUSINESS:
 - a. Tax Deeds
 - b. Village Parking Email
- V. NEW BUSINESS:
 - a. Approval of CWSRF Loan Application - State of NH DES
 - b. Acceptance of Letter of Irrevocable Credit (San-Ken Homes)
 - c. Memorial Field drainage
 - d. Traffic Count information
 - e. Discussion of Lighting/Little League Field
 - f. Manifest/Abatements
 - g. Minutes 5/5/21
- VI. TOWN ADMINISTRATOR REPORT
- VII. COMMITTEE REPORTS
- VIII. OTHER/CITIZEN COMMENT
- IX. ADJOURN

David Jodoin

From: Ann Bond <bondpembrokeselectmen@gmail.com>
Sent: Tuesday, April 20, 2021 12:20 PM
To: David Jodoin
Subject: Can you see what meeting we can add this to our Selectmen's agenda

From Rachael Huber

Hi Ann and Karen. My husband and I have been talking about the Veterans War Memorial in the park between Broadway and Pembroke rd. We're wondering if there is a way for the town/residents could raise money to add the Gulf War/Desert Storm and the Global War on Terror? (Iraq and Afghanistan)

We have a lot of military veterans and families in our town and we think this is something that is deserved for them. If there is anything we can do to help the process or be "in charge" of raising the money we would be very happy to do so!

--

Ann Bond
Chairman Pembroke Selectmen

SUMMARY OF PROPOSAL FOR THE LONG-TERM VIABILITY OF PEMBROKE PINES GOLF CLUB

ASSUMPTION: The Pembroke Pines Golf Course is important to the Town of Pembroke in that it offers a large area of attractive green space in Town, employment of up to 70 people, the sport of golf to citizens of Pembroke and the greater community, a free location for the Pembroke Academy golf team to practice and compete, contributions to local charities through golf tournaments, free public access for walking, snowshoeing and cross country skiing and increased economic activity when golf tournaments or other functions are held on site.

PROBLEM: The golf course industry in New Hampshire and elsewhere is suffering from an over-supply of golf courses making profit margins very thin or non-existent. There are at least 5 golf courses in the area for immediate sale or in jeopardy of closure.¹

Robert MacCormack, owner of Pembroke Pines, purchased the golf course when it was on the verge of bankruptcy in 2012 and has invested his personal money into the golf course to keep it financially solvent. He believes that the only way to assure the long-term viability of Pembroke Pines Golf Club is the investment of significant dollars to improve the golf course, including the construction of a \$1,500,000 new Clubhouse. However, the revenue from golf course activities will never be sufficient to pay for the necessary investment.

DISCRETIONARY EASEMENT: The goal of the Discretionary Easement program set up by the New Hampshire legislature is to preserve large areas of green space, like golf courses, which benefits a municipality through aesthetics, open space, recreational activities and natural environment. The program gives a real estate tax incentive to the golf course owner to keep and maintain the golf course into the future.

In December of 2018, Bob MacCormack and the Town of Pembroke agreed to place 164 acres of golf course land in Discretionary Easement to allow for the continuation of the open space golf course. Over the past two years however, it has become clear to Bob MacCormack that a reduction in real estate taxes alone will not adequately strengthen the economic viability of the Pembroke Pines Golf Club.

PROPOSAL: Leave the great majority of the golf course land in Discretionary Easement but withdraw 11 acres from it for a housing development, similar to The Greens at Pembroke Pines development recently completed on the south side of Whittemore Road See attached Plan for a concept of the proposed housing development.

As the new housing development will generate income, Bob MacCormack will commit to investing a significant portion of such net income in the Pembroke Pines golf course by constructing the new Clubhouse and making additional improvements.

¹ Both the Cities of Concord and Manchester are compelled to contribute general funds to support their municipal golf courses, Beaver Meadow and Derryfield Country Club.

IMPLEMENTATION: The Discretionary Easement is an agreement between two parties and if both parties agree that its modification is in their mutual best interest, the Discretionary Easement can be modified by a written amendment releasing the 11 acres from the Easement. The Statute, RSA 79-C, gives the Town of Pembroke flexibility in accepting Discretionary Easements, especially in the specific acreage of land that is subject to the Easement.

If Pembroke Golf, LLC needs to unilaterally withdraw the 11 acres from the Discretionary Easement, it can legally do so upon a showing of extreme personal hardship to the landowner. The hardship to Pembroke Golf, LLC is that it cannot retain the golf course and all its community benefits under existing economic conditions; it will be unable to generate sufficient revenue to remain a competitive business over the next few years. The hardship to its owner, Bob MacCormack, is (i) the loss of the golf course and his significant investment in it or (ii) being compelled to put over \$1,000,000 of his own money at risk in an effort to save the golf course. Either hardship should be sufficient in this case where the majority of the green space is preserved (only a narrow driving range is being utilized for development) and the underlying purpose of the Discretionary Easement is retained. An additional hardship to both is the on-going COVID pandemic which was completely unexpected, affected golf course operations and posed new challenges for management to address.

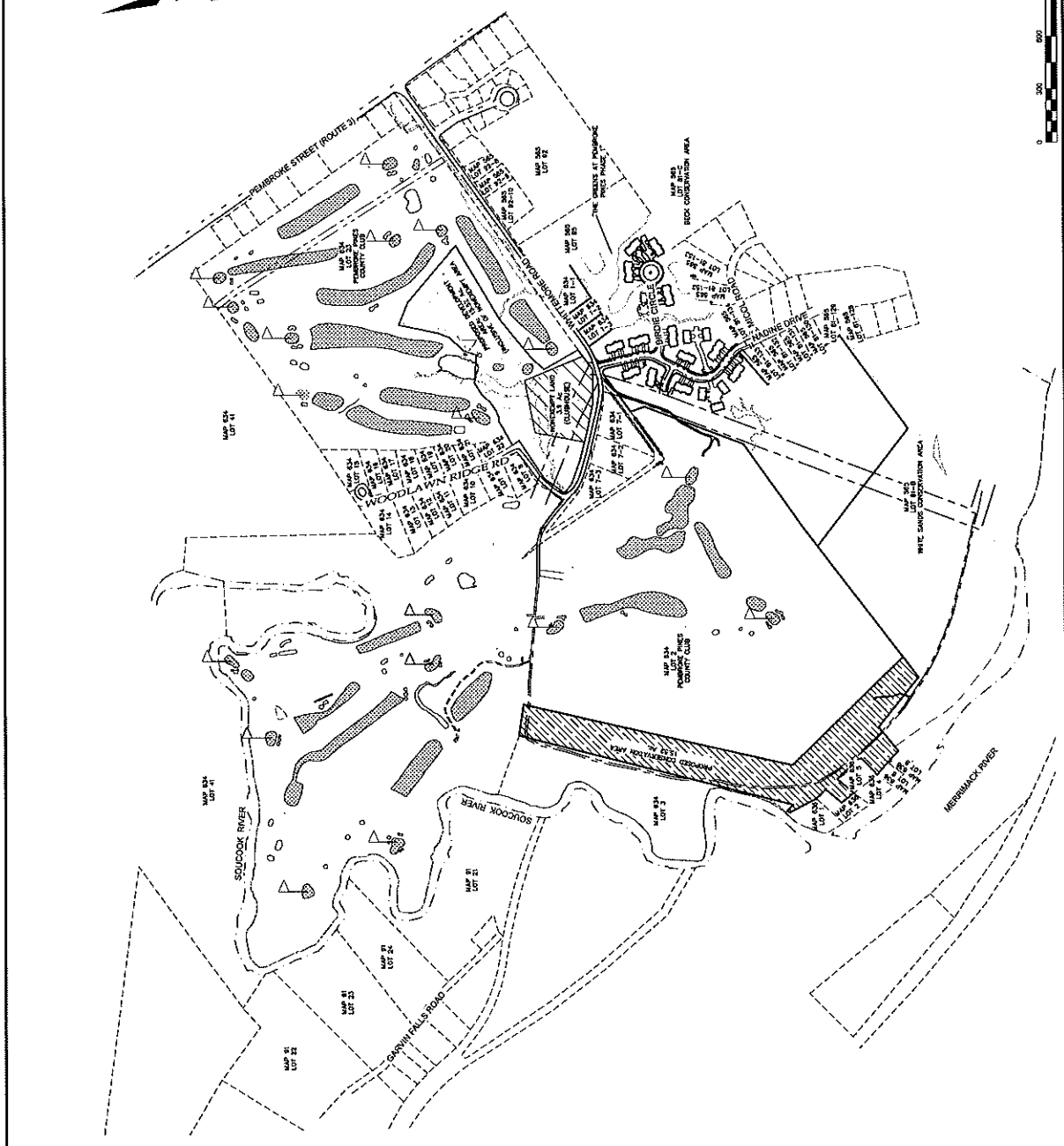
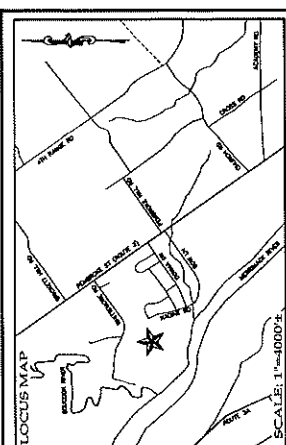
BENEFITS TO THE LANDOWNER:

1. Results in additional income that the golf course cannot generate on its own.
2. Fulfills Bob MacCormack's goal of continuing the existence of Pembroke Pines Golf Club as an eighteen-hole golf course.

BENEFITS TO THE TOWN OF PEMBROKE:

1. Assures the long-term viability of the Pembroke Pines golf course and therefore preserves a large area of attractive green space in Town, employment for up to 70 people, the sport of golf to citizens of Pembroke and the greater community, free place for the Pembroke Academy golf team to practice and compete, contributions to local charities through golf tournaments, free public access for walking, snowshoeing and cross-country skiing and economic activity when golf tournaments or other functions are held on site.
2. Provides the Town of Pembroke with a cash payment equal to 20% of the value of the 11 acres being withdrawn from the Easement.
3. Grants the Town of Pembroke a Conservation Easement on 11 acres of real estate along the Soucook and Merrimack rivers, adjacent to the White Sands Conservation Area. See attached Plan.

4. Provides the Town of Pembroke with significant real estate tax revenue from the proposed housing development (estimated at \$265,000 per year) as well as revenue from Town permits and fees (\$190,000+/-), water connections (\$105,000+/-) and sewer hook ups (\$270,000+/-).
5. Provides the Town of Pembroke with significant annual tax revenue from the new Clubhouse.
6. Gives the Town of Pembroke additional employment opportunities, especially for young people, in the new Clubhouse and a new venue for Pembroke residents to dine at or host a function.
7. Attracts people to live, work and play in the Town of Pembroke.



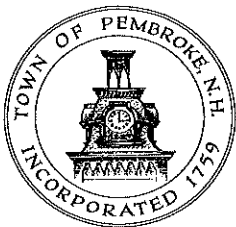
OVERVIEW
MAP 34 LOTS 1 & 2
"THE GREENS AT PEMBROKE PINES II"
PEMBROKE NEW HAMPSHIRE
PREPARED FOR: KENTON PINEBROOK, LLC
17 BRIDGE ST #103
PEMBROKE NEW HAMPSHIRE 03275
SCALE: 1"=300' SHEET 1 OF 1

PREPARED BY:
Promised Land Survey, LLC
PO BOX 447
Derry, New Hampshire 03834
• Tel: (603) 437-2112
www.PromisedLandSurvey.com
Land Surveying • Mapping • Planning • Permitting • Layout



REVISIONS	
NO.	DATE
1	05/28/2020
2	
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PLS PROJECT #1759



**TOWN OF PEMBROKE
TAX COLLECTORS OFFICE**
311 Pembroke Street, Pembroke, NH 03275
Tel: 603-485-4747 Fax: 603-485-3967

DEED WAIVER

The property located at tax map 632-11-120 (Eric Brezosky) is due to be tax deeded to the Town of Pembroke, NH for non payment of 2017 and 2018 taxes.

The Town of Pembroke, Board of Selectmen hereby notifies the Tax Collector that they will not accept the Tax Collectors deed because "in its judgement acceptance and ownership of the real estate would subject the municipality to undesirable obligations or liability risks" per RSA 80:38 II-a.

Board of Selectmen

Ann Bond, Chairman

Richard Bean, Vice Chairman

Michael Crockwell

Sandy Goulet

Karen Yeaton

Owner	Maplot	Location	YEAR	AMOUNT
				DUE 5/6/2021
BOULTILIER, WILLIAM	266-76-104	235-4 DEARBORN RD*	2017 2018	832.43 721.00
BREZOSKY, ERIC	632-11-120	78-20 SHEEP DAVIS RD*	2018	317.29
CRAY, WENDY A	632-11-108	78-8 SHEEP DAVIS RD*	2017 2018	988.95 833.71
EMERY, MARY	632-11-115	78-15 SHEEP DAVIS RD*	2018	456.70
KING, RICHARD & GWEN	266-85-41A	153A TINA DR	2017 2018	1,405.11 5,808.72
LECLAIR, ANTONIA & RAYMOND	VW-183	MERRIMACK RIVER	2017 2018	226.20 304.57
OWNERS UNKNOWN	VW-114-1	MAIN ST**	2017 2018	159.08 160.36
OWNERS UNKNOWN	266-27-2	PEMBROKE ST (OFF)**	2017 2018	325.88 282.67
OWNERS UNKNOWN	VE-15-1	BROADWAY**	2017 2018	243.63 247.86
RICHARD, GEORGE & LORETTA A	941-1	313 BUCK ST****	2017 2018	5,646.89 8,887.43
THC REALTY TRUST	VE-179-2	MAIN ST - OFF**	2017 2018	2,466.13 1,974.63

David Jodoin

From: sammy_gaudette <sammy_gaudette@yahoo.com>
Sent: Sunday, May 9, 2021 9:28 PM
To: rbean03275@comcast.net; djodoin@pembroke-nh.com
Subject: RE: 11-16-2020 Town Hall Meeting

Hello,

I hope you are safe and well.

I would greatly appreciate a response to this email from 3 months ago, please.

I understand the perspective is that the town should not have to find parking for us in the village, but with as many people are down here, turning your backs to the issue just simply isn't what I would expect from selectmen.

The town permits a huge numbers of apartments per home (though large, ours only has 2) without taking into consideration what there is for available parking. Therefore, something must be done.

As the selectmen, I would hope that you could be trying to figure out where to expand parking opportunities.

Again, I beg of you again to offer us some assistance.

I do want to clarify that there is plenty of parking when there is street parking. However, due to the parking ban, we do not have enough parking for the number of individuals here.

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: sammy_gaudette <sammy_gaudette@yahoo.com>
Date: 2/5/21 11:17 PM (GMT-05:00)
To: rbean03275@comcast.net
Subject: RE: 11-16-2020 Town Hall Meeting

Hi Mr. Bean,

I never got the chance to personally thank you for your help in connecting us with TD Bank to help with our parking issues. Case loads are sky high right now for me and I barely have a moment to breathe; the joys of child protection.

I'm wondering with the announcement of TD Bank's closure if the town would consider stepping in and making that additional parking? We are at risk of losing our parking at the Suncook Methodist Church, leaving us a huge deficit to our already challenging parking situation.

Mr. Bean, you have been so helpful thus far and I am just hoping you can ease some of our worried minds!

Respectfully,

Samantha L. Owen

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: rbean03275@comcast.net

Date: 11/21/20 3:38 PM (GMT-05:00)

To: 'sammy_gaudette' <sammy_gaudette@yahoo.com>

Subject: RE: 11-16-2020 Town Hall Meeting

Samantha

I am very sorry as I was away for this meeting. Please call me at 603-224-3622 and we can chat regarding the meeting.

Richard Bean



Richard Bean

243 Alexander Drive

Pembroke, NH 03275-1356

603.224.3622 (Home)

603.496.0369 (Cell)

RichardBean@Comcast.net

Success has a simple formula: do your best, and people may like it.

From: sammy_gaudette <sammy_gaudette@yahoo.com>
Sent: Monday, November 16, 2020 5:25 PM
To: rbean03275@comcast.net
Subject: 11-16-2020 Town Hall Meeting

Hi Mr. Bean

I am writing to see if there is an option to call into the meeting this evening. I would like to attend, however, due to potential exposure, I must call in.

Thank you!

Samantha L. Owen



RECEIVED
MAY 13 2021
TOWN OF
PEMBROKE, NH

May 12, 2021

Town of Pembroke
Attn: Planning Board
311 Pembroke Street
Pembroke, NH 03275

Re: IRREVOCABLE LETTER OF CREDIT 2021-102
IN THE PRINCIPAL SUM OF \$68,448.00
Project: Meadow View, a condominium, Pembroke, NEW HAMPSHIRE
Customer: San-Ken Homes, Inc.

Dear Sir or Madam:

Upon the application of our customer, San-Ken Homes, Inc. of 586 Turnpike Road, New Ipswich, NH 03071, The Provident Bank a Massachusetts Savings Bank, hereby extends and issues this irrevocable obligation #2021-102 to honor any and all documentary demands for payments and drafts drawn upon this Bank and signed by at least two (2) Selectmen of the Pembroke Board of Selectmen in any amount not to exceed \$68,448.00 (Sixty-Eight thousand, four hundred forty-eight and 00/100 Dollars).

The Provident Bank. will honor any and all demands for payments and drafts drawn upon this Bank and signed by at least two (2) Selectmen of the Pembroke Board of Selectmen in any amount not to exceed \$68,448.00 (Sixty-Eight thousand, four hundred forty-eight and 00/100 Dollars), provided that each draft is accompanied by a documentary demand for payment containing a statement in substantially the following form:

"This demand for payment is made under the terms of an Irrevocable Letter of Credit #2021-102 issued by The Provident Bank. on May 12, 2021, in the principal sum of \$68,448.00 (Sixty-Eight thousand, four hundred forty-eight and 00/100 Dollars). We the undersigned Selectmen, do hereby certify that San-Ken Homes, Inc. of 586 Turnpike Road, New Ipswich, NH 03071, has failed to complete the construction of Erosion Control Requirements and/or other improvements required by the Pembroke Planning Board as shown on the approved Subdivision Plan dated 9/22/20 and recorded at the Merrimack County Registry of Deeds as Plan #202100004746, or as described in the minutes of meetings or other documents comprising the file of the 9/22/20 meeting of the Pembroke Planning Board related to this matter."

The funds so forwarded to the Treasurer, Town of Pembroke shall be exclusively for the purpose of completing the Erosion Control Requirements (Phase I) and/or other improvements as shown on the subdivision plan referenced above or as described in the minutes of meetings or other documents comprising the file of the Pembroke Planning Board, which are guaranteed by this Letter of Credit. Any funds not needed by the Town of Pembroke to complete the required improvements shall be returned to

The Provident Bank. This Irrevocable Letter of Credit #2021-102 shall expire on May 12, 2022.

It is agreed and understood by the issuer of this Letter of Credit that it shall be issued for a period of no more than twelve (12) months. If all improvements guaranteed by this Letter of Credit are not completed by May 12, 2022, and if a certificate indicating completion of all improvements has not been issued by the Director of Public Works for the Town of Pembroke then this Letter of Credit shall be automatically considered to have been called. Without further action of the Town of Pembroke or its Planning Board, the amount of \$68,448.00, less any amounts then previously partially released, shall forthwith be forwarded, in the form of a check, to the Treasurer of the Town of Pembroke. The funds so forwarded by The Provident Bank to the town Treasurer shall be used exclusively for the purpose of completing the improvements which are guaranteed by this Letter of Credit. Any funds not needed by the Town to complete improvements required by the subdivision plan referred to above shall be returned to The Provident Bank..

This Letter of Credit is neither assignable nor transferable without the written consent of the Issuer.

Except as otherwise expressly stated herein, this Letter of Credit is subject to the "Uniform Customs and Practice for Documentary Credits (1993 Revision) International Chamber of Commerce Publication No. 500" and is also subject to "Article 5 of the Uniform Commercial Code, RSA 382-A:5." In the event of any conflict between said Publication No. 500 and said Article 5, Article 5 shall control.

We hereby undertake and guaranty that all requests for payments made in compliance with this credit shall be paid upon presentment.

The Provident Bank

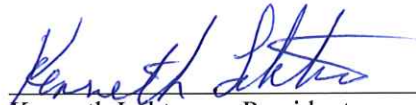


Peter R. Madden

Vice President, Commercial Portfolio Lending

Agreed and Assented to:

San-Ken Homes, Inc.



Kenneth Lehtonen, President



May 13, 2021

Town of Pembroke
Department of Public Works
VJ Ranfos
8 Exchange Street
Pembroke NH 03275

Slope repair to memorial field drainage outlet:

Remove trees from area with excavator, town to cut and dispose of trees.
Install 3 loads of erosion stone to stabilize slope.

\$8,500.00

Prepared By

Bill Gelinis

David Jodoin

From: VJ Ranfos <vranfos@pembroke-nh.com>
Sent: Wednesday, May 5, 2021 7:49 AM
To: David Jodoin
Subject: FW: Washout

Here's the second quote for the Memorial field drainage issue. Waiting for one more.

VJ

From: Jeffers Excavation [mailto:jeffersexcavation@yahoo.com]
Sent: Tuesday, May 4, 2021 8:03 PM
To: vranfos@pembroke-nh.com
Subject: Fwd: Washout

Sent from my iPad

Begin forwarded message:

From: Jeffers Excavation <jeffersexcavation@yahoo.com>
Date: May 4, 2021 at 8:00:10 PM EDT
To: vranfos@pembroke-nh.com
Subject: Washout

Hello VJ, thanks for contacting me for a quote on fixing the drainage pipe outlet area that has eroded at the rivers edge behind you're shop. Here's a scope of work and price.

1. Mobilization
2. Take down existing trees that are in the work area and remove the fallen trees and leave onsite.
3. Remove tree stumps from property
4. Shape the washed out slopes to a 1 to 1 ,ready for erosion stone.
5. Any excess fill material will be removed from property.
6. Supply and install 12 inch or larger erosion stone on reshaped washed out slopes.
7. Cleanup and hand seed any disturbed grass areas we disturb .

All permits and fees will be the town's responsibility, any erosion control needed will be an extra or water barriers.

No pipe work if needed is included in the quote.

The price for above scope of work is \$12,500.00

Thanks
Russell Jeffers
Jeffers Excavation,LLc
PO Box 116
Epsom NH 03234

603-300-7410

Sent from my iPad



PROPOSAL MEMORIAL FIELD EMERGENCY EMBANKMENT STABILIZATION

April 30, 2021
Recorded 04/30/2021

Town of Pembroke
Department of Public Works
8 Exchange Street
Pembroke, NH 00275

Attn: VJ Ranfos Phone: 603-485-4422 E-mail- vranfos@pembroke-nh.com

We hereby propose to furnish the materials and perform the necessary work for the completion of:

Project – Memorial Field - Pembroke, NH

The purpose of this scope is to stabilize the existing eroding embankment adjacent to a failed outlet drainage pipe. The scope is to remove existing fallen trees and two standing trees and moved to staging area nearby to be removed by others. The current slope to be shaped to receive erosion stone. New class 'B' & 'C' stone to be installed/placed on slope.

Memorial Field Emergency Slope Stabilization

- Mobilization (1 ls)
- Remove large trees from hole to staging area (5 Ea)
- Remove and dispose stumps (5 ea)
- Embankment fill – shape slope (40 cy)
- Install erosion stone (140 cy)
- Clean –up & demobilize (1 ls)

For an Estimated Sum of: \$ 14,800.00

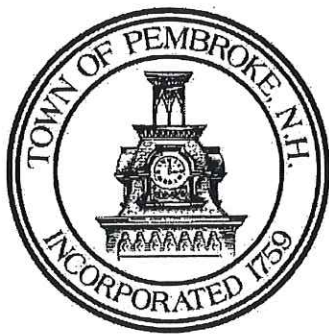
Please contact me with any question– Thank You

GMI Asphalt, LLC agrees to indemnify the Town of Pembroke from any and all liability, loss or damage, including but not limited to bodily injury, illness or death or property damage, which the Town becomes legally obligated to pay as a result of claims, demands, costs, or judgment against the Town arising out of GMI Asphalt, LLC's actions or omissions relating to this project.

Respectfully Submitted By: Jeff Perry - Operations Manager
GMI Asphalt, LLC
288 Laconia Road
Belmont, NH 03220
(603) 520-0539 cell
jeff@gmiasphalt.com

Signature

Date



Town of Pembroke

Department of Public Works

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

To: Carolyn Cronin, Planner
From: Roads Committee
CC: David Jodoin, Town Administrator
Date: May 5, 2021
Re: CNHRPC Transportation Data Collection Program – 2022

The Roads Committee has chosen the following roads for the 2022 traffic count:

- 1). Borough Road, east of Rt. 106
- 2). Church Road, east of Rt. 3
- 3). Riverwood Drive, west of Rt. 106
- 4). Cross Country Road, south of North Pembroke Road
- 5). Whittemore Road, west of Rt. 3

Central New Hampshire Regional Planning Commission

28 Commercial Street ♦ Concord, NH 03301

Telephone: (603) 226-6020 ♦ Fax: (603) 226-6023 ♦ www.cnhrpc.org



To: Road Agents/Public Works Directors
Boards of Selectmen
Planning Boards
Municipal Planners

From: Dean Williams, Transportation Planner

Subject: CNHRPC Transportation Data Collection Program - 2021

Date: April 29, 2021

The Central New Hampshire Regional Planning Commission (CNHRPC), as a part of its Regional Transportation Data Collection Program, is notifying its member communities to solicit traffic count requests for the 2021 counting season. Please use the enclosed request form and return it to CNHRPC by **Friday, June 4, 2021.**

We encourage you to coordinate with all the appropriate boards, agents, and/or departments in your community so that requests are not duplicated. To assist you in choosing count locations, take time to consider any potential or recent developments in the region that could affect traffic in your community. In addition, please review the traffic count history completed by both CNHRPC and the NH Department of Transportation (NHDOT) in the recent past. To create a comprehensive database for your community it is recommended to alternate count locations yearly and consider what locations should be repeated in the long term. Historic traffic data is available at <http://www.cnhrpc.org/gis-a-data/traffic-count-data.html>. Please limit the traffic count requests to ***five (5) priority locations and five (5) secondary locations*** per municipality. If there are specific data requests relating to the timing of the count or the types of data being collected please make note on the attached form.

CNHRPC has expanded the region's bicycle and pedestrian count data by offering to help member communities establish bicycle and pedestrian counting programs. If your community is interested in establishing bike/pedestrian counting stations, please contact Dean Williams to further discuss this opportunity.

These traffic-counting services are being provided by CNHRPC to member communities through transportation planning funding that we receive from NHDOT. If you have any questions regarding this program, please contact me at 226-6020 or via email at dwilliams@cnhrpc.org.

Regards,

Dean Williams

Dean Williams

Enc:
2021 Request Form
2011-2020 Average Daily Traffic Volumes

**CNHRPC TRAFFIC COUNTING PROGRAM
2021 REQUEST FORM**

PERSON COMPLETING THIS FORM:

_____ Road Agent _____ Public Works Director _____ Planning Board
_____ Engineering Department _____ Planning Department _____ Other

NAME: _____ COMMUNITY: _____
DAY-TIME PHONE: _____ EMAIL: _____

LIST TRAFFIC COUNT REQUESTS BELOW:

PRIORITY LIST	
ROAD NAME	LOCATION
SECONDARY LIST	
ROAD NAME	LOCATION

Special Data Requests or Potential Bicycle/Pedestrian Count Locations:

Town	Street	Location	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Pembroke	Academy Rd.	W. of Cross Rd.		4,322								
Pembroke	Academy Rd.	W. of Three Rivers Driveway		3,474								
Pembroke	Academy Rd.	E. of US 3	2,579			2,839			3,027			2,524
Pembroke	Beacon Hill Rd	W. of 4th Range Rd					281		257			
Pembroke	Borough Rd.	Between Commerce Way & Fourth Range Rd.				1,624						
Pembroke	Borough Rd.	E. of NH 106			1,863							
Pembroke	Borough Rd.	S. of North Pembroke Rd.										542
Pembroke	Bow Ln.	W. of US 3	490							355	398	
Pembroke	Brickett Hill Rd.	W. of Fourth Range Rd.										643
Pembroke	Brickett Hill Rd.	E. of US 3			1,123							
Pembroke	Broadway	S. of Fairview Ave.		3,514				3,845				
Pembroke	Broadway	S. of Hillcrest St.						3,885				
Pembroke	Broadway	S. of US 3				4,618						
Pembroke	Broadway	N. of Main St.						3,610				
Pembroke	Buck St.	W. of 6th Range Rd	2,377			2,340						2,135
Pembroke	Buck St.	N. of Dearborn Rd	1,260			1,293			1,354			1,146
Pembroke	Buck St.	E. of US 3				1,764			1,802			3,298
Pembroke	Church Rd.	E. of US 3	668									
Pembroke	Clough Mill Rd.	W. of Borough Rd.		189								
Pembroke	Clough Mill Rd.	E. of NH 106		717								
Pembroke	Commerce Way	S. of Borough Rd.		298								
Pembroke	Commerce Way	S. of NH 106		421								
Pembroke	Cooperative Way	W. of US 3			1,970			1,769				
Pembroke	Cross Country Rd.	N. of N. Pembroke Rd.					342					
Pembroke	Cross Country Rd.	S. of N. Pembroke Rd.	323									
Pembroke	Cross Country Rd.	E. of Fourth Range Rd.				713						
Pembroke	Cross Rd.	S. of Church Rd.			308							
Pembroke	Dearborn Rd.	E. of US 3	1,145									
Pembroke	Donna Dr.	E. of Ross Rd.								315		
Pembroke	Donna Dr.	W. of Route 3	1,386	1,251							1,185	
Pembroke	Dudley Hill Rd.	N. of Buck St.			288							
Pembroke	East Meadow Ln.	E. of Dudley Hill					49					

Town	Street	Location	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020
Pembroke	East View Dr.	E. of Dudley Hill					51					
Pembroke	Fourth Range Rd.	N. of Cross Country Rd.									580	
Pembroke	Fourth Range Rd.	E. of Borough Rd.				848						
Pembroke	Front St.	W. of Main St.										1,105
Pembroke	Glass St.	E. of Turnpike St.	492									
Pembroke	Glass St.	W. of Church St.		2,291							1,917	
Pembroke	High St.	S. of Pleasant St.		477								
Pembroke	I-393	At Horse Corner Rd. Bridge Exits 3-4	14,200									
Pembroke	Main St.	W. of Route 3										954
Pembroke	Main St.	Over Suncook River	4,472			4,991			5,019			4,264
Pembroke	Maple St.	W. of Broadway		385								
Pembroke	N. Main St.	W. of Turnpike St.	3,580									
Pembroke	N. Pembroke Rd.	W. of NH 28				1,554						
Pembroke	N. Pembroke Rd.	E. of Borough Rd.								1,781		
Pembroke	N. Pembroke Rd.	At Concord TL				3,535						
Pembroke	N. Pembroke Rd.	W. of Cross Country Rd.	1,630			1,553			1,854			1,509
Pembroke	NH 106	At Concord TL		11,308			9,887			10,018		
Pembroke	NH 28	At Allenstown TL	6,127			9,348			10,027			9,888
Pembroke	Noyes St.	E. of Broadway			347							
Pembroke	Pembroke Hill Rd.	E. of Elm St.		1,566								
Pembroke	Pembroke Hill Rd.	E. of Third Range Rd.									365	
Pembroke	Pembroke Hill Rd.	W. of Third Range Rd.										300
Pembroke	Perley Ave.	S. of Pembroke Hill Rd.		256								
Pembroke	Pine St.	W. of Broadway		430								
Pembroke	Pleasant St.	At Memorial Field Gate			388							
Pembroke	Ricker Rd.	At Loudon TL	1,031									
Pembroke	Ricker Rd.	N. of Route 9	1,377									
Pembroke	Riverwood St.	W. of NH 106		714								
Pembroke	Robinson Rd.	N. of Borough Rd.					279					
Pembroke	Rowe Ave.	S. of Pembroke Hill Rd.		368								
Pembroke	Smith Ave.	S. of Dearborn Rd.			416							
Pembroke	Smith Ave.	S. of Tina			321							

[illegible]

**BOARD OF SELECTMEN
TOWN OF PEMBROKE, NH
May 5, 2021 at 6:30 PM**

DRAFT,

Present: Selectman Richard Bean, Selectman Sandy Goulet, Selectman Karen Yeaton

Excused: Selectman Michael Crockwell, Selectman Ann Bond

Staff: Town Administrator David Jodoin

I. Call to Order:

Selectman Bean called the meeting to order at 6:34pm.

II. Citizens Comment:

None

III. Scheduled Meetings

Matt Petersons – Request to Waive Little League Fees

Ken Nivison, 661 Cross Country Road, representing Suncook Little League is looking for the Selectman to waive the annual usage fees for the baseball fields at Memorial Park. Ken explained they have recently put several thousand dollars into the fields. David Jodoin explained Suncook Little League maintains the fields and this year they put sod on the infield and hydroseeded the outfield. Since they assume the costs to maintain the fields, they are asking the Selectman to waive the fees. Selectman Bean asked how the sod and hydroseed are taking. Ken stated the hydroseed is growing and the sod looks fantastic. Selectman Yeaton asked what the planned maintenance is for this year. Ken stated they are not using the major field right now while the hydroseed grows. They are going to try and reestablish the other fields too. Selectman Yeaton asked if they could elaborate on the contract with Mowmentum. Ken does not know the details but they are contracted to come every week and keep all the fields mowed. Suncook Little League takes care of the grooming for baseball purposes.

Selectman Goulet made a motion to waive the 2021 little league fees. Selectman Yeaton seconded the motion. Motion passed 3-0.

David Jodoin shared that the Safety Committee went to the fields to look at the lights. One pole at left field has major cracks all the way to the top and another pole has a chunk taken out of it at the top. Only one pole out of the four isn't cracked. David is going to send photos to Eversource and ask them to come and look at them to check the structural integrity.

Patricia Caruso – POW/MIA Flags

Patricia Caruso, Allenstown Resident and member of Rolling Thunder New Hampshire are the meeting to discuss installing a memorial POW and MIA chair of honor at one of Pembroke's municipal sites and POW flags around Town. Bob from Rolling Thunder, explained Rolling Thunder is not a motorcycle club but is a 501C4 non-profit organization with a mission to help educate the public on prisoners of war left behind in all previous wars. They are a Veterans Advocacy group and hold a voting seat on the NH Veterans State Council. The chair of honor is typically a black chair flanked by the American flag and a POW flag with a plaque explaining the chair and rope or stanchion to keep people off the chair. Some municipalities have erected different memorials to honor prisoners of war and missing in action. The overall cost of this project will be minimal. Hussey Seating Company makes custom chairs for this mission and there is a possibility they may donate a chair to the cause.

Selectman Bean asked where they would like to place the chair in Town. Bob stated there is a place in Town Hall that it may be placed or possibly the library, wherever traffic from the Town goes. Selectman Yeaton asked if they ever installed them in schools. Bob answered that they have installed them in some high schools. They also like to make the chairs portable so it can be moved with Town or School functions/events.

David Jodoin stated this conversation flows into the next agenda item where the discussion was to be about adding the Gulf War/Desert Storm and the Global War on Terror to the Veterans Park War Memorial at the Park in between Broadway and Pembroke Street. That person is not here tonight for that discussion. Veterans Park would be a good spot to put a POW and MIA memorial.

Selectman Bean asked what they will be looking at for funding. Bob answered it will be around \$500. There may be options for a donation but if not, between the chair, flags, plaques, and ropes or stanchions, it will likely come to around \$500. There is also the availability to fundraise to cover the costs.

The Selectman are going to visit the park and the library and discuss this topic at the next meeting when there is a full board.

Bob and Patricia would also like the Board to entertain the idea of holding a flag raising. They have identified several flag poles in Town they could add a flag to. The flags cost up to \$35/flag. In Allenstown, the Town bought the flags for Townhall, Fire, and Police and then the independent departments bought their own flags. Residents may choose to also pitch in to purchase flags.

David asked if the flags are to go at half mast, what happens with these flags, do they have to come down? Bob answered they would both go to half.

IV. Old Business:

Tax Deeds

Everyone has paid except for one. The town will start the tax deed and eviction process. They will then have 90 days to buy it back. The property would need to be rehabilitated in order to be sold or torn down. There are some other lots with contamination or deed issues that will need deed waivers. These waivers are given every year.

Selectman Goulet made Motion to approve deed waivers for VE-114-1, 266-27-2, VE-15-1, VE-179-2, and VE179-1. Selectman Yeaton seconded the motion. Motion passed 3-0.

Selectman Goulet made a motion to proceed with the 2017 tax deed. Selectman Yeaton seconded the motion. Motion passed 3-0.

V. New Business

Roadway Easement – San-Ken Homes

The easement is to for future use of Flagg Robinson Road should it ever be opened up. This easement will allow for Pembroke Hill to be aligned a little better.

Selectman Goulet made a motion to authorize the Vice Chairmen to sign the roadway easement for San-Ken Homes at Meadowview. Selectman Yeaton seconded the motion. Motion passed 3-0.

Manifests/Abatements

Selectman Goulet made a motion to accept the manifests and abatements as presented. Selectman Bean seconded the motion. Motion passed 3-0.

Minutes 4/21/21

Selectman Yeaton made a motion to accept the minutes of April 21, 2021 as amended. Selectman Goulet seconded the motion. Motion passed 3-0.

VI. Town Administrator Report:

Selectman Goulet made a motion to approve signing the property tax warrant for the first half property tax bills for 2021 in the amount of \$9,617,783. Selectman Bean seconded the motion. Motion passed 3-0.

The State will be back in on June 2nd to discuss the bridge repairs to the Route 28 bridge between Pembroke and Allenstown by Bear Brook.

Department of Public Works is getting quotes to look at fixing drainage issues at Memorial Field behind the Softball Field.

CNHRPC is asking for roads that the Town may want traffic counts on. The document was sent to the Planning Board and Roads Committee also.

Casella sent a letter asking for help to defeat HB177 which prohibits the site of a landfill within 2 miles of a State Park in an attempt to stop plans to build a state-of-the-art land fill operation in Dalton. When the current contract is up for the Town, the costs will increase significantly. There is not a close facility to haul the trash too and it may require the Towns trash to be shipped out of state.

VII. Committee Reports:

Selectman Yeaton – Had another hazard mitigation meeting and they have a survey they want to send to the Town.

Selectman Bean – None

Selectman Goulet – None

VIII. Other Citizens Comment:

None

IX. Non-Public Session:

Selectman Goulet made a motion to enter into non-public session in accordance with RSA 91-A:3 II(a) The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open in which case the request shall be granted, seconded by Selectman Yeaton at 7:40pm

Roll Call Vote:

Selectman Goulet	Yes
Selectman Bean	Yes
Selectman Yeaton	Yes

The Board came out of non-public session at 7:41 PM

X. Adjourn:

Selectman Goulet made a motion to adjourn at 7:42 PM. Selectman Yeaton seconded the motion and it was approved unanimously.

Richard Bean, Vice Chairman

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



PO Box 330
Manchester, NH 03105-0330

RECEIVED

APR 23 2021

TOWN OF
PEMBROKE, NH

April 22, 2021

Dear Neighbor,

As part of our everyday effort to deliver reliable energy to our customers and communities, we are preparing for an upcoming project in Pembroke, N.H. This project is one of several that are designed to improve the reliability of the electric system serving New Hampshire and surrounding areas where we all work and live.

We're Always Working to Serve You Better

We are preparing to replace five select distribution structures within the power line corridor in your area. The new poles will be more resilient and durable, which will help increase the overall safety and reliability of the line.

What You Can Expect

This structure replacement project will take place in the corridor between White Sands Road and Pleasant Street. Five select existing wood structures will be replaced with new steel structures. The new structures will be increasing in height by approximately 10 feet and will be placed near the existing structures. When complete, we will remove the old structures from the power line corridor.

We want you to know that this work will not interrupt electric service to your property, and that people working on the project always carry proper identification.

We are in the process of identifying any local, state and federal permits necessary in support of this work and will work to obtain those permits prior to starting construction.

In the coming weeks, Eversource, through its contractors, may be performing preconstruction work within the power line corridor in your area. This work may include engineering and environmental surveys and inspections.

Construction is expected to begin in May of 2021. Please keep in mind that the schedule may change due to weather or other unexpected circumstances.

For More Information

Keeping the lines of communication open is important to us. We would like to connect with you to discuss the project, as well as obtain the best contact phone number and/or e-mail address to reach you moving forward.

Please contact Kevin Penkala at kevin.penkala@eversource.com to provide that information or to discuss the project. You can also contact our projects hotline at 1-888-926-5334 or send an email to NHProjectsInfo@eversource.com.

Eversource is committed to being a good neighbor and doing our work with respect for you and your property. We will provide project notifications via mailings, phone calls, and/or emails. Thank you for your patience as this important project moves forward.

Sincerely,

Kevin Penkala

Kevin Penkala
Eversource Project Services

COVID-19 Safety Information

Meeting Customer Needs During this Critical Time

Safety First and Always

The safety of our employees, our customers and the public is our top priority during the ongoing coronavirus public health crisis. Our commitment to safety, first and always, is continuous.

Providing Reliable Service to Customers

Eversource is committed to delivering safe, reliable service to our customers. This commitment has taken on even more importance during these unsettled times. We continue to call on our employees and contractors to perform essential work in the field that maintains and improves the reliability of our networks and serves customers' best interests, while also adapting our work practices to incorporate social distancing, proper protective equipment, heightened hygiene, and other best practices to protect their, and the public's, health and avoid the spread of coronavirus.

Safely Performing Our Work

Essential work is activity that maintains or improves the condition of our system and supports our delivery of safe and reliable energy and other services, including the replacement or installation of electrical lines, structures/poles, and related equipment.

In addition to relying on alternate communications channels to keep customers safe and informed (letters, emails and phone calls), we will resume our use of door hangers as a part of our outreach efforts. Eversource representatives will leave these notifications that include information on our work in rights-of-way and who to contact with any questions — without knocking on doors. Eversource representatives will continue to abide by all COVID-19 safety guidelines, which include wearing personal protective equipment, following social distancing, enhanced sanitizing requirements and other federal and state health and safety guidelines.

Questions and More Information

For any questions regarding essential work in your area, please call **1-800-793-2202** or email us at **ProjectInfo@eversource.com**.

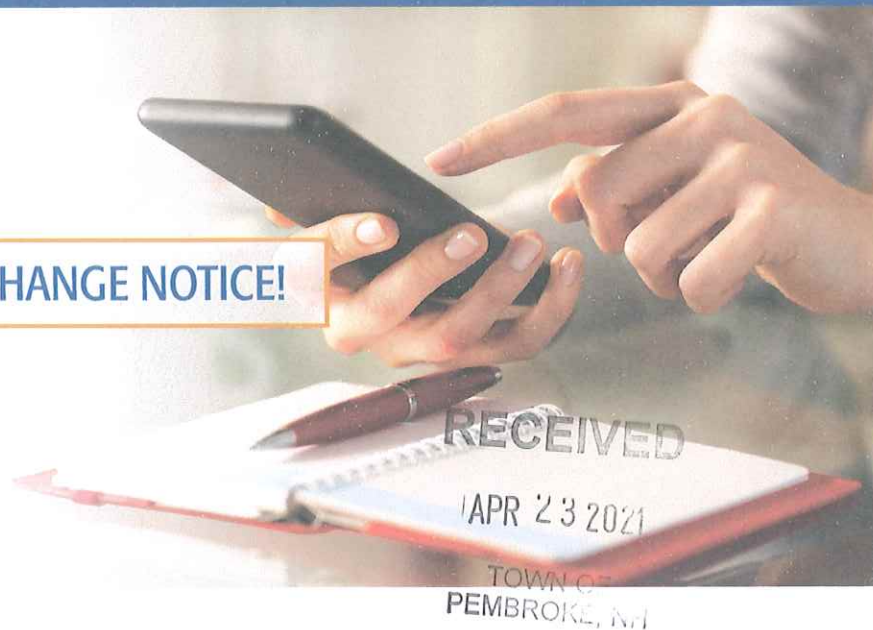




121 S. 17th St., Mattoon, IL 61938

IMPORTANT DIALING CHANGE NOTICE!

740551 748 06 025079 01
PEMBROKE TOWN OF
311 PEMBROKE ST
PEMBROKE, NH 03275-3234



The Federal Communications Commission (FCC) has adopted "988" as a new three-digit number to be used nationwide to reach the National Suicide Prevention and Mental Health Crisis Lifeline, starting July 16, 2022. Customers must continue to dial **1-800-273-TALK** to reach the Lifeline until July 16, 2022.

In order for 988 to work in your area code, 10-digit local dialing must first be implemented. **If your area code is included in the list below, you will need to change the way you dial local calls.**

STATE	AREA CODE
California	530
Colorado	719
Illinois	309, 618
Iowa	515
Kansas	620, 785
Minnesota	218, 952
Missouri	660, 816
New Hampshire	603
New York	716
Ohio	440
Texas	940
Vermont	802
Washington	509

WHAT WILL BE THE NEW DIALING PROCEDURE? To complete all local calls, you will now need to **dial area code + telephone number**. This applies to all calls within your area code that are currently dialed with seven digits.

WHO WILL BE AFFECTED? Anyone with a telephone number from your area code will need to make this change from 7-digit local dialing to 10-digit local dialing.

WHEN WILL THE CHANGE BEGIN? Beginning April 24, 2021, you should begin dialing 10 digits (area code + telephone number) for all local calls. If you forget and dial just 7 digits, your call will still be completed.

Beginning October 24, 2021, you must dial 10-digits (area code + telephone number) for all local calls. On and after this date, local calls dialed with only 7-digits may not be completed, and a recording will inform you that your call cannot be completed as dialed. You must hang up and dial again using the area code and the 7-digit number.

Beginning July 16, 2022, dialing "988" will route your call to National Suicide Prevention and Mental Health Crisis Lifeline.

WHAT WILL YOU NEED TO DO? In addition to changing the way you dial local calls, all services, automatic dialing equipment, or other types of equipment that are programmed to complete calls to 7-digit local numbers will need to be reprogrammed to complete calls to 10-digit numbers. Some examples are life safety systems or medical monitoring devices, PBXs, fax machines, Internet dial-up numbers, fire or burglar alarm and security systems or gates, speed dialers, mobile or other wireless phone contact lists, call forwarding settings, voicemail services and other similar functions. Be sure to check your website, personal and business stationery, advertising materials, personal and business checks, contact information, your personal or pet ID tags, and other such items to ensure the area code is included.

WHAT WILL REMAIN THE SAME?

- Your telephone number, including current area code, will not change.
- The price of a call, coverage area, or other rates and services will not change due to the dialing change.
- What is a local call now will remain a local call regardless of the number of digits dialed.
- You will continue to dial 1+ area code + telephone number for all long distance calls.
- You can still dial just three digits to reach 711 (relay services) and 911 (emergency services).
- Any 211, 311, 411, 511, 611, or 811 services available in your community can still be reached by dialing their three-digit codes.
- The National Suicide Prevention Lifeline can still be reached by dialing 1-800-273-TALK (8255).

WHO MAY YOU CONTACT WITH QUESTIONS? If you have any questions regarding information in this notice, please call Consolidated Communications at **1-844-968-7224** or access www.consolidated.com/dialingchanges.

You can also visit the FCC website at <https://www.fcc.gov/suicide-prevention-hotline>.





Comcast
676 Island Pond Road
Manchester, NH 03109
Phone: 603-695-1400
Facsimile: 603-628-3303
www.comcast.com
www.comcastcorporation.com

May 12, 2021

Via UPS and email bondpembrokeselectmen@gmail.com

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

Re: Commencement of Renewal Process

Dear Chair and Members of the Select Board:

Over the years, we at Comcast have appreciated the opportunity to serve the citizens of the Town of Pembroke (the "Town"). We have done our best to provide the high quality cable television service the Town and its residents demand, and we anticipate being able to provide that service to our subscribers in the Town for many years to come. Therefore, we are taking this step to ensure the renewal of our agreement with you.

The Cable Communications Policy Act of 1984 encourages issuing authorities and cable companies to reach agreement on a renewal agreement at any time through an informal process of discussion. However, Section 626 of the Act also provides for a contemporaneous alternative formal renewal procedure with specific substantive and procedural requirements. If either the issuing authority or the cable company does not initiate the formal process within a certain time frame, the protections of that process may be lost. To that end, Comcast hereby notifies the Town that the renewal period for our agreement under Section 626 is now open, and we request the start of renewal proceedings pursuant to the Section 626(a)(1).

This letter is not intended to preclude informal negotiations, but instead is intended only to preserve the rights of Comcast under the formal renewal process. Comcast has every reason to believe that the Town and Comcast will reach a mutually agreeable renewal of the cable television agreement through good-faith negotiations, thus making many of the Act's formal procedures unnecessary. The relevant provision of Section 626 on the informal process is brief and reads as follows:

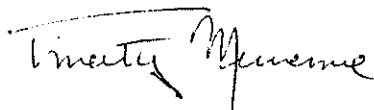
"(h) . . . [A] cable operator may submit a proposal for the renewal of a franchise pursuant to this subsection at any time, and a franchising authority may, after affording the public adequate notice and opportunity for comment, grant or deny such proposal at any time (including after formal proceedings pursuant to this section have commenced) . . ."

The "formal" process generally includes the following steps:

1. Within six (6) months of the submission of this letter, the Town conducts an ascertainment proceeding which affords residents an opportunity to a) identify the future cable-related needs, and b) review Comcast's performance under the current agreement.
2. At your request or on our own, Comcast submits a renewal proposal with a draft cable television agreement.
3. Within four (4) months of the Town's receipt of Comcast's proposal, the public is afforded "adequate notice and opportunity to comment on the renewal proposal" and the Town must choose to renew the agreement or issue a preliminary denial, which triggers a further formal process.

I am attaching a copy of Section 626 of the Cable Act for your review. ***Bryan Christiansen will be in contact with you soon to arrange a meeting with the Town to discuss informally negotiating a renewal agreement. Please feel free to contact Bryan at +1 (617) 279-6956 at any time.*** Comcast looks forward to meeting with the Town in the near future and continuing the long relationship that, we believe, has benefited both the community and the residents of the Town of Pembroke.

Sincerely,



Timothy Murnane
Vice President, Government and Regulatory Affairs

TM/cam
Attachment



cc: Cable Advisory Committee
Town Manager
Bryan Christiansen – Comcast Government & Regulatory Affairs

The Communications Act of 1934, as amended
(47 USC Sec. 546-Renewal)

Section 626. Renewal

(a) Commencement of proceedings; public notice and participation -

- (1) A franchising authority may, on its own initiative during the 6-month period which begins with the 36th month before the franchise expiration, commence a proceeding which affords the public in the franchise area appropriate notice and participation for the purpose of (A) identifying the future cable-related community needs and interests, and (B) reviewing the performance of the cable operator under the franchise during the then current franchise term. If the cable operator submits, during such 6-month period, a written renewal notice requesting the commencement of such a proceeding, the franchising authority shall commence such a proceeding not later than 6 months after the date such notice is submitted.
- (2) The cable operator may not invoke the renewal procedures set forth in subsections (b) through (g) of this section unless -
 - (A) such a proceeding is requested by the cable operator by timely submission of such notice; or
 - (B) such a proceeding is commenced by the franchising authority on its own initiative.

(b) Submission of renewal proposals; contents; time -

- (1) Upon completion of a proceeding under subsection (a) of this section, a cable operator seeking renewal of a franchise may, on its own initiative or at the request of a franchising authority, submit a proposal for renewal.
- (2) Subject to section 544 of this title, any such proposal shall contain such material as the franchising authority may require, including proposals for an upgrade of the cable system.
- (3) The franchising authority may establish a date by which such proposal shall be submitted.

(c) Notice of proposal; renewal; preliminary assessment of nonrenewal; administrative review; issues; notice and opportunity for hearing; transcript; written decision -

- (1) Upon submittal by a cable operator of a proposal to the franchising authority for the renewal of a franchise pursuant to subsection (b) of this section, the franchising authority shall provide prompt public notice of such proposal and, during the 4-month period which begins on the date of the submission of the cable operator's proposal pursuant to subsection (b) of this section, renew the franchise or, issue a preliminary assessment that the franchise should not be renewed and, at the request of the operator or on its own initiative, commence an administrative proceeding, after providing prompt public notice of such proceeding, in accordance with paragraph (2) to consider whether -
 - (A) the cable operator has substantially complied with the material terms of the existing franchise and with applicable law;
 - (B) the quality of the operator's service, including signal quality, response to consumer complaints, and billing practices, but without regard to the mix or quality of cable services or other services provided over the system, has been reasonable in light of community needs;
 - (C) the operator has the financial, legal, and technical ability to provide the services, facilities, and equipment as set forth in the operator's proposal; and
 - (D) the operator's proposal is reasonable to meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.
- (2) In any proceeding under paragraph (1), the cable operator shall be afforded adequate notice and the cable operator and the franchise authority, or its designee, shall be afforded fair opportunity for full participation, including the right to introduce evidence (including evidence related to issues raised in the proceeding under subsection (a) of this section), to require the production of evidence, and to question witnesses. A transcript shall be made of any such proceeding.
- (3) At the completion of a proceeding under this subsection, the franchising authority shall issue a written decision granting or denying the proposal for renewal based upon the record of such proceeding, and transmit a copy of such decision to the cable operator. Such decision shall state the reasons therefor.

(d) Basis for denial -

Any denial of a proposal for renewal that has been submitted in compliance with subsection (b) of this section shall be based on one or more adverse findings made with respect to the factors described in subparagraphs (A) through (D) of subsection (c)(1) of this section, pursuant to the record of the proceeding under subsection (c) of this section. A franchising authority may not base a denial of renewal on a failure to substantially comply with the material terms of the franchise under subsection (c)(1)(A) of this section or on events considered under subsection (c)(1)(B) of this section in any case in which a violation of the franchise or the events considered under subsection (c)(1)(B) of this section occur after the effective date of this subchapter unless the franchising authority has provided the operator with notice and the opportunity to cure, or in any case in which it is documented that the franchising authority has waived its right to object, or the cable operator gives written notice of a failure or inability to cure and the franchising authority fails to object within a reasonable time after receipt of such notice.

(e) Judicial review; grounds for relief

- (1) Any cable operator whose proposal for renewal has been denied by a final decision of a franchising authority made pursuant to this section, or has been adversely affected by a failure of the franchising authority to act in accordance with the procedural requirements of this section, may appeal such final decision or failure pursuant to the provisions of section 555 of this title.
- (2) The court shall grant appropriate relief if the court finds that -
 - (A) any action of the franchising authority, other than harmless error, is not in compliance with the procedural requirements of this section; or
 - (B) in the event of a final decision of the franchising authority denying the renewal proposal, the operator has demonstrated that the adverse finding of the franchising authority with respect to each of the factors described in subparagraphs (A) through (D) of subsection (c)(1) of this section on which the denial is based is not supported by a preponderance of the evidence, based on the record of the proceeding conducted under subsection (c) of this section.

(f) Finality of administrative decision -

Any decision of a franchising authority on a proposal for renewal shall not be considered final unless all administrative review by the State has occurred or the opportunity therefor has lapsed.

(g) "Franchise expiration" defined -

For purposes of this section, the term "franchise expiration" means the date of the expiration of the term of the franchise, as provided under the franchise, as it was in effect on October 30, 1984.

(h) Alternative renewal procedures -

Notwithstanding the provisions of subsections (a) through (g) of this section, a cable operator may submit a proposal for the renewal of a franchise pursuant to this subsection at any time, and a franchising authority may, after affording the public adequate notice and opportunity for comment, grant or deny such proposal at any time (including after proceedings pursuant to this section have commenced). The provisions of subsections (a) through (g) of this section shall not apply to a decision to grant or deny a proposal under this subsection. The denial of a renewal pursuant to this subsection shall not affect action on a renewal proposal that is submitted in accordance with subsections (a) through (g) of this section.

(i) Effect of renewal procedures upon action to revoke franchise for cause - Notwithstanding the provisions of subsections (a) through (h) of this section, any lawful action to revoke a cable operator's franchise for cause shall not be negated by the subsequent initiation of renewal proceedings by the cable operator under this section.

JAMES R. ST. JEAN AUCTIONEERS

May 2021

TO: ALL MUNICIPALITIES & NON-PROFITS

RE: STATE OF NH SURPLUS PROPERTY WEBCAST AUCTION

This memo is to advise all City and Town Personnel that the State of NH allows, as well as encourages, your participation in the State of NH Surplus Property Auction to be held Thursday, June 24, 2021. Although current State & Federal Guidelines associated with the Covid-19 pandemic have been relaxed, we along with the State of NH have decided that a live webcast format is the safest way to conduct this sale. There will be no live bidding at the White Farm in Concord, NH. We hope that we'll be able to return to a live auction format in the Spring of 2022.

The State of New Hampshire is still experiencing space constraints at the White Farm, therefore, we will only be accepting vehicles and equipment for this upcoming auction. If you have other items that you need to liquidate or if the June 24, 2021 date of the live webcast auction does not fit into your timeline, please note that St. Jean Auctioneers conducts online vehicle & equipment auctions throughout the year. Please contact Jay or Sue at (603) 734-4348 and we'll provide detailed information on alternative auction solutions.

The following are the live webcast auction guidelines:

1. All items entered into the auction will be sold at **"absolute auction", that is, with no minimum or reserve bids.**
2. We must have a complete inventory list on town letterhead or use the attached form
3. Vehicles year 2000 or newer need a Title of Ownership signed and dated 6/24/21. Vehicles older than year 2000 need: A copy of the Title of Ownership signed & dated 6/24/21 or a (TMDV 22A), it's a pink State of NH form with one of the following: A copy of the title, copy of last registration or a (TDMV-19A), it's a blue State of NH Verification of Vehicle Identification form.
4. All consignors are responsible for delivery of items to the auction site which is located at 144 Clinton Street, Concord, NH (exit 2 off of I-89).
5. Drop off times: Wednesday, June 2 & Thursday, June 3 from 8am-3:30pm or by appointment with auctioneer. All consignors will be required to submit an inventory listing upon or before arrival and to assist with unloading. The State of NH will provide forklift/loader assistance for heavy equipment and palletized loads.

St. Jean Auctioneers will make payment approximately ten days after the auction sale. Our payment will include a listing of each item sold and the sale price. A check will be made payable in the manner you indicate to us minus a yard fee of ten percent of the gross sales amount.

We look forward to working with you and if you have any questions, please do not hesitate to contact our office at (603) 734-4348.

VEHICLE GUIDELINES

ITEMS THAT MUST BE COMPLETED AND ACCOMPANY VEHICLE

- ** Title if vehicle is year 2000 or newer
- ** Titles must be dated 6/24/21 and signed by the seller; **please leave Mileage blank**
- ** Title for all 3-axle trucks over 18,000 lbs.
- ** Trailers 15 years of age or newer with GVW of 3,001 lbs or greater require a title
- ** All decals must be removed (subject to \$250 charge)
- ** 2 sets of keys per vehicle (if available)
- ** Vehicle interior must be trash free
- ** Minimum ¼ tank of fuel in vehicle

45 EXETER ROAD, P.O. BOX 400
EPPING, NH 03042-0400
(603) 734-4348
www.jsjauctions.com

Town: _____

Contact Person: _____ **Phone:** _____

Address: _____

Check Payable To: _____

[illegible]

Please email this inventory sheet to: support@jsjauctions.com or present at check-in. This form may be copied.