## MINUTES OF THE ANNUAL TOWN MEETING TOWN OF PEMBROKE MARCH 8, 1994

The meeting was opened at 10:00 a.m. by Moderator Thomas E. Petit with a moment of prayer.

A motion was made to read and act on Articles #1 and #2 and the remaining articles to be acted upon at the deliberative session on March 12.

MOVED: Redmond Carroll SECONDED: Chester Martel

VOTE ON MOTION: YES MOTION ACCEPTED

Moderator Petit read Articles #1 and #2.

**ARTICLE #1:** To choose all necessary officers for the year ensuing.

\*Denotes elected

Town Clerk for one year: Water Commissioner for five years: James F. Goff 500\* Maurice L. Lavoie 491\*

Town Moderator for two years:

Checklist Supervisor for six years:

\*\*No one filed for this office

Roland Young, Jr. 177 write-in votes\*

Town Treasurer for one year:

Patricia K. Tullgren 455\* Library Trustee for three years:

Mildred "Millie" Elwell 477\*

Selectman for three years:

Gerald R. Belanger 309\* Trust Fund Trustee for three years: Chester R. Martel 133 Andre O. St. Germain 450\*

David A. Sheldon, Jr. 112

Sewer Commissioner for three years:

Raymond P. Martin 466\*

**ARTICLE #2:** Are you in favor of the adoption of the Amendment to the existing Zoning Ordinance as proposed by the Planning Board, and amending the Code of the Town of Pembroke by deleting and repealing Chapter 143 thereof, Zoning and replacing it with a new Chapter 143, to be entitled Zoning.? The amendment consists of a comprehensive update and rewriting of the existing Zoning Ordinance. It is proposed that the numerous changes be considered and voted upon as a single amendment. Failure to adopt the amendment will leave the existing Zoning Ordinance as it is presently worded and configured.

YES 225 NO 250 ARTICLE #2 DEFEATED

## MINUTES OF THE ANNUAL TOWN MEETING TOWN OF PEMBROKE MARCH 12, 1994 DELIBERATIVE SESSION

Moderator Petit opened the meeting at 10:05 a.m. with a moment of prayer. The registered voters have been checked in with the Checklist Supervisors and the moderator gives the results of the official ballot.

A motion was made to proceed with the meeting and not read the Warrant.

MOVED: Gerald Fleury SECONDED: Nancy Clifford

VOTE ON MOTION: YES MOTION ACCEPTED

**ARTICLE #3:** To see if the Town will vote to raise and appropriate the sum of three million two hundred sixty-five thousand dollars (\$3,265,000) for the construction of an extension of the

sewer system to the Route 106 commercial area; to borrow in the name of the Town by the issue of serial notes or bonds, in accordance with provisions of the Municipal Finance Act(RSA Chapter 33) and amendments thereto and any other statute thereto enabling a sum not exceeding three million two hundred sixty-five thousand dollars (\$3,265,000) and to authorize the Selectmen to determine the time and place of payment and rate of interest on such notes or bonds and to take other such action as may be necessary to effect the issuance and sale of such bonds or notes; to authorize the Selectmen to apply for, negotiate, contract for, seek, and do all other things necessary to obtain such federal and state grants and aid, contribution and assistance as may be available for the construction of an extension of the sewer system, and to adopt any vote relating thereto; and to authorize the Selectmen to do all things necessary or convenient to carry the foregoing into effect, including without limitation the employment of engineers and the execution in the name of the Town of a contract or contracts for the construction of an extension to the sewer system as aforesaid. The Board of Selectmen and Budget Committee recommend this appropriation. (2/3 ballot vote required)

MOVED: Patricia Fair SECONDED: John Goff

After much discussion Roger Martin moved the question. Seconded by Oscar Plourde.

VOTE TO PROCEED WITH THE BALLOTING: YES

Moderator Petit opened the polls at 10:55 a.m. After all registered voters in attendance had a chance to vote, the polls were closed at 11:57 a.m. The results were then announced.

251 Ballots cast YES 204 NO 43 VOID 4 ARTICLE #3 ADOPTED

There was a motion made to delay action on Articles #4 through #14 until the polls closed on Article #3.

MOVED: John Goff SECONDED: Floyd Smith

VOTE: YES MOTION ACCEPTED

**ARTICLE #15:** To see if the Town will vote to retain ownership of the land and building located at 2 Exchange Street, Tax Map VW, Lot 228, for use by the Town and the Town Highway Department, per RSA 30:30, V. The property was acquired for non-payment of taxes in 1993.

MOVED: Henry Lewis SECONDED: Isabelle Racine

VOTE: YES ARTICLE #15 ADOPTED

**ARTICLE #16:** To see if the Town will vote to convey ownership of a parcel of land designated on the tax assessor's map as Map VW, Lot 67, to the abutters, Robert R. Fournier and James and Linda Fenn, in consideration of payment by the purchasers of the sum of \$1.00 and all costs incurred in connection with the transfer, including costs of preparing a survey and deed and the Town's legal costs, and to authorize the Board of Selectmen to take all steps necessary to transfer the land.

**MOVED:** John Goff **SECONDED:** Henry Lewis

VOTE: YES ARTICLE #16 ADOPTED

**ARTICLE #17:** To see if the Town will vote to authorize the Board of Selectmen to accept the dedication of any street shown on a subdivision plat, site plan, or street plat approved by the Planning Board, provided that such street has been dedicated by the landowner and constructed to applicable Town specifications as determined by the Board of Selectmen or its agent, per the provisions of RSA 674:40-a.

MOVED: Armand "Tom" Martel SECONDED: James Fenn

VOTE: YES ARTICLE #17 ADOPTED

**ARTICLE #18:** To see if the Town will authorize the Board of Selectmen to convey any real estate acquired by the Town by tax collector's deed. Such conveyance shall be by deed following a public auction, or the property may be sold by advertised sealed bids, or may be otherwise disposed of as justice may require, pursuant to RSA 80:80. This authorization will last indefinitely, until specific rescission of such authority.

MOVED: John Goff SECONDED: Dale Robinson

VOTE: YES ARTICLE #18 ADOPTED

**ARTICLE #19:** Shall the Town accept the provisions of RSA 31:95-b providing that any town at an annual meeting may adopt an article authorizing indefinitely, until specific rescission of such authority, the Board of Selectmen to apply for, accept and expend, without further action by the town meeting, unanticipated money from a state, federal, or other governmental unit or a private source which becomes available during the fiscal year?

MOVED: Richard Chase SECONDED: Brian Lemoine

There was a motion made to amend the article by adding "of Pembroke" after each spot "Town" is written.

**MOVED:** Charles Hamilton **SECONDED:** David Richards

After a lengthy discussion, a vote was taken on the amendment.

VOTE: NO AMENDMENT TO ARTICLE #19 DEFEATED

## VOTE ON ARTICLE #19 AS WRITTEN: YES ARTICLE #19 ADOPTED

**ARTICLE #20:** Shall the Town accept the provisions of RSA 202-A:4 (c) providing that any town at an annual meeting may adopt an article authorizing indefinitely, until specific rescission of such authority, the Public Library Trustees to apply for, accept and expend, without further action by the town meeting, unanticipated money from a state, federal, or other governmental unit or a private source which becomes available during the fiscal year?

**MOVED:** Charles Fowler, Jr. **SECONDED:** Gil Delorie

VOTE: YES ARTICLE #20 ADOPTED

**ARTICLE #21:** To see if the Town will vote to authorize the Board of Selectmen to accept, on behalf of the Town, gifts, legacies, and devises made to the Town in trust for any public purpose, as permitted by RSA 31:19.

**MOVED:** Roy Annis, Jr. **SECONDED:** Charles Fowler, Jr.

VOTE: YES ARTICLE #21 ADOPTED

**ARTICLE #22:** Shall the Town accept the provisions of RSA 33:7 providing that any town at an annual meeting may adopt an article authorizing indefinitely, until specific rescission of such authority, the Board of Selectmen to issue tax anticipation notes?

**MOVED:** David Freeman-Woolpert **SECONDED:** Roy Annis, Sr.

VOTE: YES ARTICLE #21 ADOPTED

There was a motion made to defer action on Article #23 until the polls closed on Article #3.

MOVED: John Goff SECONDED: Floyd Smith

VOTE ON MOTION: YES MOTION ACCEPTED

**ARTICLE #24:** To hear the reports of auditors, agent and committees or of officers heretofore chosen, and to pass any vote relating thereto.

There was a motion made to accept the reports in the 1993 Pembroke Town Report.

MOVED: John Goff SECONDED: Armand "Tom" Martel

VOTE ON MOTION: YES MOTION ACCEPTED

**ARTICLE #25:** To transact any other business that may legally come before said meeting.

Steve Fowler spoke about the efforts of the Pembroke-Allenstown Old Home Day and asked for more volunteer support.

Fire Chief Richard Chase spoke of the importance of numbering each home so that the emergency services will be able to find each location quickly.

Florence Woods representing the Budget Committee presented Patricia Fair with a gift and thanked her for her many years of service on the Pembroke Budget Committee.

Selectman John Goff presented a distinguished service award to Dr. Vincent E. Greco for his thirty years of service to the Town of Pembroke as Health Officer.

Recognition was given to Patricia Fair as Pembroke's 1994 Outstanding Citizen.

The polls closed for Article #3 at 11:57 a.m. and action resumed Article #4.

There was a motion made to act on Article #4 after Article #6.

MOVED: John Goff SECONDED: Armand "Tom" Martel

VOTE ON MOTION: YES MOTION ACCEPTED

**ARTICLE #5:** To see if the Town will vote to raise and appropriate the sum of twenty thousand dollars (\$20,000) to construct four tennis courts at Pembroke Academy. This will be a non-lapsing account per RSA 32:3, VI and will not lapse until the courts are completed or in two years, whichever is less. This appropriation will be used in addition to the \$50,000 that was raised at the 1993 Town Meeting. The Board of Selectmen and Budget Committee recommend this appropriation. (Majority vote required)

MOVED: John Goff SECONDED: James Fenn

VOTE: YES ARTICLE #5 ADOPTED

**ARTICLE #6:** To see if the Town will vote to raise and appropriate the sum of sixty-five thousand dollars (\$65,000) to be added to the Town Equipment Capital Reserve Fund previously established. The Board of Selectmen and Budget Committee recommend this appropriation. (Majority vote required)

MOVED: Henry Lewis SECONDED: Shirley Whittemore

VOTE: YES ARTICLE #6 ADOPTED

**ARTICLE #4:** To see if the Town will vote to appropriate a sum not to exceed one hundred ten thousand dollars (\$110,000) to purchase a large dump truck/plow and a sidewalk plow and to authorize the withdrawal of a sum not to exceed one hundred ten thousand dollars (\$110,000) from the Town Equipment Capital Reserve Fund created for this purpose. The Board of Selectmen and Budget Committee recommend this appropriation. (Majority vote required)

**MOVED:** Floyd Smith **SECONDED:** Elaine Couturier

VOTE: YES ARTICLE #4 ADOPTED

**ARTICLE #7:** To see if the Town will vote to raise and appropriate the sum of sixty thousand dollars (\$60,000) to be added to the Fire Equipment Capital Reserve Fund previously

established. The Board of Selectmen and Budget Committee recommend this appropriation. (Majority vote required)

**MOVED:** Charles Hamilton **SECONDED:** Henry Lewis

VOTE: YES ARTICLE #7 ADOPTED

**ARTICLE #8:** To see if the Town will vote to raise and appropriate the sum of ten thousand dollars (\$10,000) to be added to the Solid Waste Facility Closure Capital Reserve Fund previously established. The Board of Selectmen and Budget Committee recommend this appropriation. (Majority vote required)

**MOVED:** James Fenn **SECONDED:** Brian Tufts

VOTE: YES ARTICLE #8 ADOPTED

**ARTICLE #9:** To see if the Town will vote to raise and appropriate the sum of ten thousand dollars (\$10,000) to be added to the Library Renovation/Construction Capital Reserve Fund previously established. The Board of Selectmen and Budget Committee recommend this appropriation. (Majority vote required)

**MOVED:** Armand "Tom" Martel **SECONDED:** Florence Woods

VOTE: YES ARTICLE #9 ADOPTED

**ARTICLE #10:** To see if the Town will vote to raise and appropriate a sum not to exceed five thousand five hundred dollars (\$5,500) to repair the wall at the Buck Street Cemetery and to authorize the withdrawal of a sum not to exceed five thousand five hundred (\$5,500) from the Cemetery Improvement Capital Reserve Fund created for this purpose. The Board of Selectmen and Budget Committee recommend this appropriation. (Majority vote required)

MOVED: John Goff SECONDED: Patricia Fair

VOTE: YES ARTICLE #10 ADOPTED

**ARTICLE #11:** To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the future construction/renovation costs of the Pembroke Highway Garage and to raise and appropriate the sum of five thousand dollars (\$5,000) to be placed in this fund. The Board of Selectmen and Budget Committee recommend this appropriation. (Majority vote required)

MOVED: Henry Lewis SECONDED: Floyd Smith

VOTE: YES ARTICLE #11 ADOPTED

**ARTICLE #12:** To see if the Town will vote to raise and appropriate the sum of two thousand five hundred dollars (\$2,500) and contribute that sum towards the restoration of the Town Clock. The Board of Selectmen and Budget Committee recommend this appropriation. (Majority vote required)

**MOVED:** Elaine Couturier **SECONDED:** Shirley Whittemore

VOTE: YES ARTICLE #12 ADOPTED

**ARTICLE #13:** To see if the Town will vote to raise and appropriate the sum of five thousand dollars (\$5,000) to be used for the purchase of furniture and equipment for a room at the Concord Regional Visiting Nurse Association Hospice House. The Board of Selectmen and Budget Committee recommend this appropriation. (Majority vote required)

MOVED: Patricia Fair SECONDED: Florence Woods

VOTE: YES ARTICLE #13 ADOPTED

**ARTICLE #14:** To see if the Town will vote to discontinue the Land Acquisition Capital Reserve Fund created in 1988. (Majority vote required)

MOVED: John Goff SECONDED: Gordon Riedesel

VOTE: YES ARTICLE #14 ADOPTED

**ARTICLE #23:** To see if the Town will vote to raise and appropriate the sum of \$3,267,283 which represents the operating budget. Said sum does not include special articles addressed.

There was a motion made to see if the Town will amend the budget by \$51,890.00 by adding the funds from the former Land Acquisition Trust Fund discontinued in Article #14. The funds will be listed as Land Acquisition Funds and, if not used for Land Acquisition in 1994, will lapse into the existing Conservation Fund.

**MOVED:** Gordon Riedesel **SECONDED:** Roy Annis, Jr.

Gordon Riedesel, Conservation Commission Chair explained that the relocation of these funds does not change the bottom line of the budget.

VOTE ON AMENDMENT: YES AMENDMENT TO ARTICLE #23 ACCEPTED

There was a motion made to amend the budget by adding \$15,650.00 to LINE #4312 HIGHWAY DEPARTMENT.

MOVED: John Goff SECONDED: Armand "Tom" Martel

VOTE ON AMENDMENT: YES AMENDMENT OT ARTICLE #23 ACCEPTED

There was a motion made to amend LINE #4220 PUBLIC SAFETY - FIRE DEPARTMENT by adding the sum of \$2,000.00 to participate in formation of Capitol Area Regional HAZ-MAT Team. LINE #4220 will then read \$123,029.00

**MOVED:** Fire Chief Richard Chase **SECONDED:** Harold Paulsen

VOTE ON AMENDMENT: YES AMENDMENT TO ARTICLE #23 ACCEPTED

**VOTE ON AMENDED ARTICLE #23: Bottom line of the proposed budget now reads \$3,336,823.00** 

VOTE: YES AMENDED ARTICLE #23 ADOPTED

There being no further business, a motion was made to adjourn.

MOVED: Henry Lewis SECONDED: Frederick Walker

**VOTE: YES** The meeting was adjourned at 12:58 p.m.

Respectfully submitted

James F Goff Town Clerk Pembroke, NH

**TOWN SEAL**