

**MINUTES OF THE ANNUAL TOWN MEETING
TOWN OF PEMBROKE, NH
MARCH 9, 2010**

The meeting was opened by Moderator Thomas E. Petit at 11:00 a.m.

A motion was made to act on Articles #1 and #2 and to act on the remaining articles at the deliberative session on March 13, 2010 at the Pembroke Academy Auditorium.

MOVED: Chester Martel

SECONDED: James F. Goff

VOTE: YES

MOTION PASSED

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

*Denotes elected

Town Clerk for one year:
vote for not more than one
James F. Goff *374

Water Commissioner for five years:
vote for not more than one
Kevin Brasley *334

Treasurer for one year:
vote for not more than one
Charles L. Connor *351

Sewer Commissioner for three years:
vote for not more than one
Harold L. Thompson *317

Moderator for two years:
vote for not more than one
Thomas E. Petit *352

Library Trustee for three years:
vote for not more than two
Ann Hasbany *313
Lynn M. Lamy *302

Selectman for three years:
vote for not more than two
David A. Sheldon, Jr. *229
Richard Bilodeau 101
Dana J. Dexter 163
John Duggan, Jr. *177

Trust Fund Trustee three years:
vote for not more than one
Daniel D. Crean *325

Check Supervisor for 6 yrs:
vote for not more than one
Linda A. Williams *338

5353 names on checklist
394 ballots cast

ARTICLE #2: Are you in favor of adopting the following amendments to the existing Zoning Ordinance of the Town of Pembroke as proposed by the Planning Board?

Amendment 1. §143-8. Definitions. To replace the existing Zoning Ordinance definitions with the list of definitions available for review in a separate document.

YES 264

NO 79

AMENDMENT #1 PASSED

Amendment 2. §143-19. Table of Use Regulations. To amend the Zoning Ordinance to permit commercial greenhouses in the Commercial/Light Industrial District under the Agricultural category and to prohibit junkyards under the Retail and Service category.

Agricultural. 2. Commercial Greenhouse. Amend from a S in the C1 to a **P**.

Retail and Service. **28. Junkyards. Not permitted in R1, R3, B1, B2, C1 or LO,**

YES 307

NO 53

AMENDMENT #2 PASSED

Amendment 3. §143-21. Table of Dimensional and Density Regulations. To amend the Zoning Ordinance to add regulations for residential uses for the Limited Office District and to add provisions for waiving local setback requirements for failed septic systems.

Note 7. In the C1 district, the existing residential uses shall be subject to the regulations for that particular type of dwelling as defined in the R1 district.

In the LO district, the existing and new residential uses shall be subject to the regulations for that particular type of dwelling as defined in the R1 district.

Note 15. The requirement for meeting the required Town setbacks will be waived for failed systems on existing lots of record. State required setbacks can be used for failed systems only.

YES 259 NO 81

AMENDMENT #3 PASSED

Amendment 4. §143-68. Aquifer Conservation (AC) District. To amend the Zoning Ordinance to require Pembroke Water Works to review special use permits within the Aquifer Conservation District.

E. Special use permit: Any use permitted in the underlying district, except these which are expressly prohibited in section D, above, shall be reviewed by the Planning Board, **and** the Health Officer, **and Pembroke Water Works**, and shall conform to the provisions of this section. Special use permits may be granted by the Planning Board subject to the following additional limitations:

YES 269 NO 60

AMENDMENT #4 PASSED

Amendment 5. Article X. Open Space Subdivision Provisions. To replace the existing Open Space Subdivision Provisions with a new Open Space Development Ordinance, available for review in a separate document, and to modify **§143-19. Table of Use Regulations** to permit Open Space Development in the Limited Office, Medium Density-Residential, and Rural/Agricultural-Residential Districts under the Residential category.

Residential. 5. **Rural** Open Space Development. **P** in the R1, R3, and LO, **S** in the R1 and R3.

YES 203 NO 116

AMENDMENT #5 PASSED

Amendment 6. Article XVIII. Special Use Permits. To add a new Article to the Zoning Ordinance, available for review in a separate document, setting forth the procedures and requirements for issuance of special use permits by the Planning Board.

YES 236 NO 87

AMENDMENT #6 PASSED

**MINUTES OF THE ANNUAL TOWN MEETING
TOWN OF PEMBROKE, NH
DELIBERATIVE SESSION
MARCH 13, 2010**

Moderator Thomas E. Petit opens the meeting at 10:00 a.m and then reads the results of the ballot vote taken on March 9, 2010. He then read Warrant Articles #3 through #10. Sally Hyland gave a report on the Solid Waste Committee and information on the recycling effort.

ARTICLE #3: To see if the Town will vote to amend the Noise Ordinance as approved at the March 15, 2008 Town Meeting to include the following section:

J. The Chief of Police or Code Enforcement Officer may issue a written waiver to extend the hours of operation for a construction project, for a short period of time, when deemed necessary to protect the public health and safety or due to impending weather conditions.

MOVED: Larry Preston

SECONDED: David Sheldon

Selectperson, Cindy Lewis explains the intent of this article.

VOTE: YES

ARTICLE #3 ADOPTED

ARTICLE #4: To see if the Town will vote to discontinue the following Capital Reserve Fund in accordance with the recommendations made by the State of New Hampshire Department of Revenue Administration. Said Fund no longer carries a balance.

2001 Solid Waste Maint/Closure Capital Reserve Fund

MOVED: Larry Preston SECONDED: David Sheldon

VOTE: YES ARTICLE #4 ADOPTED

ARTICLE #5: To see if the Town will vote to raise and appropriate the sums set forth below to be placed in the Capital Reserve Funds previously established.

Town Equipment Capital Reserve Fund	\$ 75,000
Police Cruiser Capital Reserve Fund	\$ 30,000
Police Small Equipment Capital Reserve Fund	\$ 13,500
Municipal Facilities Capital Reserve Fund	\$ 10,000
Fire Major Equipment Capital Reserve Fund	\$170,000
Fire Small Equipment Capital Reserve Fund	\$ 40,000
Revaluation Update Capital Reserve Fund	\$ 32,500

	\$371,000

**Recommended By the Board of Selectmen
Recommended By the Budget Committee**

MOVED: Rob Farley SECONDED: Tina Courtemanche

VOTE: YES ARTICLE #5 ADOPTED

ARTICLE #6: To see if the Town will vote to raise and appropriate the sum not to exceed \$35,299 to purchase and equip one (1) Police vehicle and to authorize the withdrawal of a sum not to exceed \$35,299 from the Police Cruiser Capital Reserve Fund created for this purpose.

**Recommended By the Board of Selectmen
Recommended By the Budget Committee**

MOVED: Kenard “Butch” Ayles SECONDED: Rob Farley

VOTE: YES ARTICLE #6 ADOPTED

ARTICLE #7: To see if the Town will vote to raise and appropriate the sum not to exceed \$5,000 to perform a survey of all cemeteries in Town and to authorize the withdrawal of a sum not to exceed \$5,000 from the Cemetery Improvements Capital Reserve Fund created for this purpose.

**Recommended By the Board of Selectmen
Recommended By the Budget Committee**

MOVED: Laurent Perron SECONDED: Peter Bonanno

VOTE: YES ARTICLE #7 ADOPTED

ARTICLE #8: (By Petition) To see if the Town will vote to approve the following resolution to be forwarded to our State Representative(s), our State Senator, the Speaker of the House, and the Senate President.

Resolved: The Citizens of New Hampshire should be allowed to vote on an amendment to the New Hampshire Constitution that defines “marriage”.

MOVED: Henry Munroe SECONDED: Lisa Chronis

Lisa Chronis, William Field, Peter Bonanno, Donald Davis and Marc Chronis speak in favor of Article #8.

Diane Schuett, John Godfrey, Dan Stauffacher, and Arthoen Wolf speak in opposition to Article #8.

“Request for Moderator to Conduct Secret Ballot Vote

We the undersigned registered voters of Pembroke, New Hampshire, hereby request that the vote for Article #8 be conducted by secret ballot in accordance with RSA 40:4-a.

Marc Chronis	801 Plausawa Hill
Lisa Chronis	801 Plausawa Hill Rd
Mike Taylor	645 Haleighs court
John Taylor	645 Haleighs court
Mark Cheeseman	870 Plausawa Hill Rd
Rosemarie Michaud	340 Beacon Hill Rd”

Moderator Petit accepted the written request and a ballot vote was taken.

The results are as follows:

YES 60 NO 79 ARTICLE #8 FAILED

ARTICLE #9: To see if the Town will vote to raise and appropriate the Budget Committee’s recommended amount of \$7,468,645 for the 2010 Municipal operating budget, not including appropriations by special warrant articles and other appropriations voted separately. The Board of Selectmen recommend raising and appropriating the sum of \$7,545,665 as the 2010 municipal operating budget.

Budget Committee Recommends \$7,468,645
Board of Selectmen Recommends \$7,545,665

Budget Committee Chair, Mark Lepage gave an overview of the budget and explains the Budget Committee cuts to the Selectmen’s budget recommendation.

MOVED: Mark Lepage SECONDED: Gerard Fleury

There was a motion made to: Amend the dollar amount to \$7,545,665.

MOVED: David Sheldon SECONDED: Larry Preston

Selectman David Sheldon explained that the town collected approximately \$90,000 less last year from the state in revenue sharing. The bulk of the cuts from the budget committee come out of the roads project.

John Bates asked what the impact would be on the tax rate if this new figure is passed.

David Sheldon stated that it would be an additional 12 cents per thousand on the tax rate.

Rosemarie Michaud asked about the cuts to the Library budget and legal expenses.

Mark Lepage stated that the budget committee cut the legal expense line to what was paid out in 2009 and the \$4,340 in the Library budget is attributed to additional hours and increases in wages and salaries.

Rosemarie Michaud speaks in opposition to the amendment.

VOTE ON AMENDMENT: NO AMENDMENT TO ARTICLE #9 FAILED

VOTE ON BUDGET COMMITTEE’S RECOMMENDED BUDGET: YES

ARTICLE #9 PASSED AS WRITTEN

ARTICLE #10: To transact any other business that may legally come before said meeting.

Peter Bonanno made a motion that reads:

“We, the pastors of the churches in the Town of Pembroke, make the following amendment – We ask that the Pembroke Web page include a section that includes “places of worship” and lists all the churches in town along with their addresses and web page address and basic information.

We believe this will enhance information available for those looking to relocate to Pembroke as well as those residents already living here. We are not asking that the town promote a particular church, but that all places of worship be equally posted. Pembroke offers a great number of educational, social, athletic and cultural opportunities, and we believe that the area churches help enhance our town as a place to live.

Thank you.

**Nelson Howard 3rd
Ruth L Foss
Alfred Page
Peter Bonanno**

**First Congregational Church
Suncook United Methodist Church
Hillside Baptist Church
Grace Capital Church”**

MOVED: Peter Bonanno

SECONDED: Marie Ayles

Selectman Larry Preston stated that the Board of Selectmen have been discussing this and the problem they have is that if you open this up to one particular group, then they will have to open it up to others groups, some of which people might find offensive.

Gene Gauss asked what would fall under the definition of “places of worship”

Penti Aalto stated that this type of thing should be left in the hands of the Board of Selectmen. He speaks in opposition of the motion.

A vote is taken by a show of voter cards and the results are as follows:

YES 60 NO 55

Joanne Dupuis speaks on behalf of the Old Home Day Committee, she states that Old Home Day will be held on August 28th this year, and they are always looking for volunteers.

There was a motion made to adjourn the meeting.

MOVED: David Sheldon

SECONDED: William Nunnally

VOTE: YES

2010 TOWN MEETING ADJOURNED AT 11:37 p.m.

Respectfully submitted:

James F. Goff
Town Clerk
Pembroke, NH

TOWN SEAL

