

**MINUTES OF THE ANNUAL TOWN MEETING
TOWN OF PEMBROKE, NH
MARCH 12, 2002**

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

A motion was made to read and act on Articles #1 and #2 and the remaining articles to be read and acted upon at the deliberative session on March 16, 2002 at the Pembroke Academy Auditorium.

MOVED: Roland Young, Jr.

SECONDED: Charles Mitchell

VOTE: YES

MOTION PASSED

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

*Denotes elected

Town Clerk for one year:
vote for not more than one
James F. Goff 696*

Sewer Commissioner for three years:
vote for not more than one
no one filed
Roger Bilodeau, Jr. 114 write in votes*

Moderator for two years:
vote for not more than one
Thomas E. Petit 697*

Water Commissioner for five years:
vote for not more than one
Edward R. Lavallee 636*

Treasurer for one year:
vote for not more than one
Julie Lustig 629*

Library Trustee for three years:
vote for not more than two
Joyce Belanger 565*
Marilyn Ross 520*

Selectman for three years:
vote for not more than one
Armand "Tom" Martel 125
Victor A. Martin, Sr. 101
Brian B. Tufts 504*

Library Trustee for two years:
vote for not more than one
Marie A. Brezosky 608*

Checklist Supervisor for six years:
vote for not more than one
no one filed
Patricia Crafts 40 write in votes*

Trust Fund Trustee for three years:
vote for not more than one
Gerard E. Fleury 610*

Sewer Commissioner for three years
vote for not more than one
Paulette Malo 559*

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

Amendment #1: To amend Chapter 143, Article II, Section 8 of the Code of the Town of Pembroke, entitled Definitions, to add the word customarily to the definition of accessory use to read as the principle structure.

USE, ACCESSORY- A use customarily incidental and subordinate to the principle use of a structure or lot, or a use, not the principle use, which is located on the same lot as the principle structure.

YES: 491

NO: 181

AMENDMENT #1 PASSED

Amendment #2: To amend Chapter 143, Article II, Section 8 of the Town of Pembroke, entitled Definitions, to add Temporary Agriculture Retail Outlet under the definition of Agricultural Retail Outlets to read as follows:

AGRICULTURE RETAIL OUTLETS-Shall be defined as:

A., B. C. remain the same

D. TEMPORARY AGRICULTURE RETAIL OUTLET-Any cart or vehicle from which agricultural, horticultural or silviculture products and produce are sold and is governed by Chapter 163 of the Code of the Town of Pembroke, “Hawkers, Peddlers and Itinerant Vendors”.

YES: 496 NO: 187 AMENDMENT #2 PASSED

Amendment #3: To amend Chapter 143, Article IV, Section 19 of the Code of the Town of Pembroke, entitled Table of Use Regulations, Agricultural, to add a new item #7 permitting the raising and/or keeping of livestock, horses, poultry, sheep, swine or other farm animals for personal use and to renumber #7 Accessory use to read as follows:

7. Raising and/or keeping of livestock, horses, poultry, sheep, swine or other farm animals for personal use.

R1	R3	B1	B2	C1	LO	Special Conditions
S	P	S	-	-	S	§143-40, 143-43, 143-113

8.Accessory Use

R1	R3	B1	B2	C1	LO	Special Conditions
P	P	-	-	P	P	§143-18

YES: 426 NO: 223 AMENDMENT #3 PASSED

Amendment #4: To amend Chapter 143, Article VI, Section 43 of the Code of the Town of Pembroke, entitled Agricultural Uses, to delete and repeal items C and D and replacing them with a new item C to read as follows:

3. The keeping of agricultural livestock shall be in accordance with “Guidelines for Space and Housing of Farm Animals” per University of New Hampshire Cooperative Extension guidelines, 01/99 as amended.

YES: 507 NO: 158 AMENDMENT #4 PASSED

Amendment #5: To amend Chapter 143 of Code of the Town of Pembroke, entitled Zoning, to add a new article to be known as Article IX-A Soucook River Development District which creates a new zoning district for commercial/industrial uses governed by performance standards, and to amend Article III, section 143-9 Division into Districts to reflect the new district.

YES: 537 NO: 138 ARTICLE #3 PASSED

MINUTES OF THE ANNUAL TOWN MEETING
TOWN OF PEMBROKE
DELIBERATEIVE SESSION
MARCH 16, 2002

Moderator Petit opened the meeting at 10:15 a.m. The pledge of allegiance was led by the local Boy Scouts, Girls Scouts, Cub Scouts and Brownie Troops. The moderator then read the results of the election held on Tuesday, March 12.

Recognition was given to Lorette Girard as Pembroke’s Citizen of the Year.

Moderator Petit then reads Warrant Article #’s through 19.

ARTICLE #4: To see if the Town will vote to raise and appropriate the sum of two million six hundred thousand dollars (\$2,600,000) for the purpose of constructing a new safety complex; such sum to be raised through the issuance of bonds or notes under and in compliance with the Municipal Finance Act, RSA 33:1 et seq., as amended; to authorize the Selectmen to issue, negotiate, sell and deliver said bonds and notes and to determine the rate of interest thereon and

the maturity and other vote relative thereto. *Recommended by Board of Selectmen and Budget committee.* (2/3 ballot vote required).

MOVED: Gerald Belanger

SECONDED: Harold Paulsen

Bill Boudreau, Chair of the committee formed to study the adequacy of the police station, spoke about how and why the committee was formed. He stated that they looked at the options of renovating the current police station which is a converted fire station, building a stand-alone police station and the current police station and the option of adding on to the current fire station. All on the committee felt that the third option was the best route to go. The breakdown of the 2.6 million dollar appropriation was 1.6 million dollars for the addition and 1 million dollars for the renovation of the existing fire station.

Police Chief Wayne Cheney spoke the inadequacies of the current police station. The building and cells are not ADA compliant, substandard bathroom facilities for both officers and inmates, substandard office facilities, and no decontamination room.

Fire Chief Harold Paulsen spoke about the updates to the fire station that need to be done and have been put off over the years such as emergency generator, sprinklers system throughout the building, heating system, installation of an emergency operations center, decontamination room, room for the women's auxillary who provide emergency food and services to the personnel while at a fire, and more office space. All of this is part of the article.

Christie Walsh asked if any grants had been applied for.

Bill Boudreau stated that they could not apply for grants until the project is approved.

Keith Momberger stated that he felt that Pembroke taxes and spending are out of control and that the town could not afford to build the safety complex and the library that was voted in last year. He stated that the safety complex is an important issue and since we haven't built the library yet, we should vote to use the library money for the safety complex.

Cathy Lindsey stated that she didn't believe the money was transferrable from last year's library article to this years safety complex article.

Cindy Lewis stated that the issue is not that this is needed, just the cost of it. If the price could be dropped, she felt the townspeople would be more in favor of it.

Ron Clouser stated that this one item if voted in will cost the taxpayers over \$1 per thousand on next years tax bill.

Nick Halias speaks in favor of the article.

There was a motion made to "amend Article 4 to \$1.6 million. if approved-Grant money could be obtained and complex built."

MOVED: Sharon D. Caldwell

SECONDED: James Vannest

VOTE ON AMENDMENT: NO

AMENDMENT TO ARTICLE #4 FAILED

Kristi Walsh asked why the library money voted in last year could not be used for the safety complex.

Moderator Petit explained that an item of that magnitude would have had to have been put on the town meeting warrant either by petition or by the selectmen so that there could have been a public hearing for action at this town meeting.

The polls for voting on Article #4 were opened at 11:49 a.m.

The moderator closes the polls on Article #4 at 12:55 p.m. after they were open for more than an hour and all registered voters in attendance who wanted to vote had done so.

MODERATOR PETIT GIVES THE RESULTS TO BALLOT ARTICLE #4.

434 BALLOTS CAST YES 183 NO 251

ARTICLE #4 DEFEATED

At this point Selectman Gerald Belanger acknowledges Armand “Tom” Martel for more than 21 years of service to the Town of Pembroke.

ARTICLE #5: To see if the Town will vote to raise and appropriate the sum of five hundred dollars (\$500) to be added to the Sewer and Water Extension Capital Reserve Fund previously established. Recommended by Board of Selectmen and Budget Committee. (Majority vote required)

MOVED: Harold Paulsen

SECONDED: Brian Lemoine

VOTE: YES

ARTICLE #5 PASSED

ARTICLE #6: To see if the Town will vote to raise and appropriate the sum of one hundred and ten thousand dollars (\$110,000) to be added to the Town Equipment Capital Reserve Fund previously established. Recommended by Board of Selectmen and Budget Committee. (Majority vote required)

MOVED: Peter Mehegan

SECONDED: Chester Martel

Joe Crowley asked what the balance in the fund is now.

Gerard Fleury, Trustee of the Trust Funds, states that the balance is \$209,000.

David Currier asks what is on the equipment replacement list and if the list can be printed in the Town Report.

David Stack reads off the list for the next five years and states that the list can be put in the Town Report.

There was a motion made to “move to Table article 6 and take up article 13 at this time.”

MOVED: Dan Crean

SECONDED: Bill Boudreau

VOTE ON MOTION: YES

MOTION PASSED

ARTICLE #13: To see if the Town will vote to raise and appropriate the sum of \$4,885,680 which represents the operating budget. Said sum does not include special or individual articles addressed.

MOVED: David Freeman-Woolpert

SECONDED: John B. Goff

Richard Kelsea asked if they can still vote in favor of all the other articles and still have the budget go up no more than 5%. He also asked why the budget committee did not make any line by line recommendations on the budget, that they only gave a bottom line recommendation.

David Freeman-Woolpert, Budget Committee Chair, explained that although previous budget committees had made line by line recommendations, since he has been on the budget committee they have never tried to dictate where the cuts should go, other than on specific dollar amounts on warrant articles. They propose a total appropriation on the operating budget, and how the Selectmen get to that point would be up to them.

Richard Kelsea asked if the voters could make recommendations on individual lines.

David Freeman-Woolpert stated that the way he understands it, if the voters asked for certain cuts he felt the selectmen would be crazy not to honor the vote.

Town Administrator, David Stack stated that he disagrees with the Budget Committee Chair's analysis of the budget process. On the last budget meeting, one of the committee members came up with his own list of itemized cuts showing how they came up with their bottom line amount. The budget committee does influence what cuts will be made to the budget by the Board of Selectmen and does share in the burden of where the cuts will be made.

Clint Hanson, School Board Chair, stated that there has been a correction to the state tax which will mean another \$76,000 dollars in cuts for the school district to make but would make an increase of 5.26% in taxes instead of the projected 5% if this budget is passed as recommended. He also stated that he would convey the budget committee's apologies to those people he will have to pink slip next week.

Gerard Fleury states that there doesn't seem to be any language in any of the articles this year to recognize that we officially received the reports of agents and auditors and such and nowhere do we accept the Town report. He stated that it concerns him because as they are looking at the millions of dollars that they are being asked to appropriate, it perhaps ducks the issue of whether or not these funds that they are being asked to spend are well cared for. He stated that he was disappointed that neither the town nor school district warrants and budgets were in the town report. He also has concerns about the auditors report of "material weakness" on pages 41 and 42 and hopes that someone will explain what has been done to address this. He states that there are errors made in the printing of the town report on pages 45 through 48 where the report of the Trustees of the Trust Fund was not printed as they were submitted by the Trustees.

A motion was made "To amend pages 35,36,37 and 38 of the 2001 Town Report and accept replacement text which reads in keeping with schedules originally submitted by the trustees."

MOVED: Gerard Fleury

SECONDED: Henry Munroe

VOTE ON MOTION: YES

MOTION PASSED

David Stack explained that the warrants and budget were not in the town report because by the time the budget committee made their final approval, they were past the printer's deadline to include the warrants and budgets in the town report. He stated that the budget committee needs to look at their schedule and plan a little bit better so that the warrant and budgets can be included in the town report. As far as the trustees report, David Stack apologized for the errors and will take steps to avoid it happening again. David Stack went on to address the questions about the audit. He stated that it is the year 2000 audit and that the townspeople be assured that their money is being well taken care of. In the past, the town's audit firm had given the town stellar audit reports, they provided comments on the reports and that the town was up and running properly and everything was fine with maybe the exception of how we handle the enterprise fund with the sewer department. Then for the year 2000 audit, the auditing company hired a new auditor who came in and took a good hard look at our operation and said that we have some problems with the way we are operating. Dave Stack stated that his main reaction was that he as the town administrator had been led to believe over the years by our accounting firm that everything was all right and was in shock to find out that everything wasn't right. Not only with the town's handling of the general fund but there were also concerns with the elected library trustee's bookkeeping practices and our elected sewer commissions bookkeeping practices. He stated that there are good points made about our internal controls that can improve our process. One of the things the Board of Selectmen had done was to stick with the concept of the old town bookkeeper for a nominal amount of money and found that it just doesn't happen anymore. The sophistication and the amount of what the town does and the count of money it handles has made the town's operation grow beyond the concept of bookkeeper to the position of finance director. Based on the 2000 audit and the problems the town has incurred, in the fall of 2001 the selectmen looked at the concept of hiring a finance director, they did a lot of research with towns of similar size and found that most of these towns had a full time finance director with an accounting background and also a clerk to do payables and payroll. The selectmen also consulted with one of the principles of our accounting firm who strongly suggested they look for someone with an accounting background and upgrade the position of bookkeeper to finance director.

There was a “Motion to reduce the bottom line by \$100,000 (with the message to the town administrator and selectmen that the townspeople want that 100,000 to come from proposed salary increases.)”

MOVED: Kathy Cruson

SECONDED: Keith Momberger

After some discussion there was a motion made to vote on the amendment.

MOVED: Roy Annis, Jr.

SECONDED: Roy Annis, Sr.

VOTE ON MOTION MADE BY ROYANNIS, JR.: YES MOTION PASSED

VOTE ON MOTION MADE BY KATHY CRUSON: YES MOTION PASSED

James Vannest, vice chair of the budget committee, stated that for the years that he has been on the budget committee, every year the committee has made recommendations on specific areas where they would like to see cuts, year after year they have made suggestions to the selectmen on hiring and payroll cuts and year after year the selectmen have made cuts where they feel the cuts should be made. So when the selectmen say that the budget committee has not given them any guidance as to cuts, the selectmen have been ignoring them. This year the budget committee were told by the Selectmen that trying to hold the budget to a 5% increase was ridiculous and the people of the town would come in and raise the budget, this was their vision of what the town should be. He suggested that the voters should stick with what they just voted for and send the appropriate message to the Board of Selectmen.

Ron Clouser spoke about employee health insurance. He stated that currently the town pays for a family plan eleven hundred eleven thousand and eight hundred and eighty five thousand dollars, this is a blue cross walk in and they take your coat and tie, for a two person plan is \$7,950 and for a single person plan is \$3,972. The approximate cost of this plan is about \$300,000. He stated that if the town would go out and get an HMO where the employee pays a \$10 co-pay and not have a doctor of choice, they would probably reduce the cost of insurance by somewhere between \$75,000 to \$100,000. He stated that the Town has their insurance with Blue Cross Blue Shield through the Municipal Association, which is a group of people who are formed together as a profit making organization that makes money off the town. He recommends that the selectmen direct the town administrator to go out and get competitive bids on insurance and try to save some money.

Town Administrator David Stack stated that in reality the town does not have a luxurious blue cross program, the town employees have blue choice which is a point of service plan, they have to have a primary care physician, managed care, they do have a co-pay of \$10 per visit.

Mark Cioffi addressed the library audit comments. He stated that he is currently the treasurer of the library and was not the treasurer during the time period the audit covers. Item #2; they have an internal system of purchase orders whereby the library director requests the expenditure of funds and the treasurer or trustees approve them. Item #3; there is a separate and distinct checking account for the building fund which is not handle by the treasurer. He stated that the Pembroke Woman’s Club donated money for the purchase of books which was put in the operating budget because they have a line item for books and the money was then expended for books. The salary increase for the library which overall represents 2% of the Town budget, a significant portion of the increase was to add hours to existing staff so that two people would be on site as opposed to the one because they have had theft of moneys from the current staff.

Fire Chief Harold Paulsen addressed a comment made that the fire department is going to get a 55% pay increase stating that it was not true, they are getting a 20% increase. In 1997 the fire department members were put into the town labor grades. For the next five years they did not know that those amounts had change so they did not get a raise. This increase will put the members pay where it should be.

Linda Johnson stated that in her office the family plan for health insurance was \$7,800 verses \$11,800 for the town plan. She stated that she did not thing that the town had a competitive bid even if it is an HMO. She then asked what would happen if they voted no on the budget.

Moderator Petit stated that the town would have to stop doing business the next day and come back and do this over again because the budget is the money to run the town.

Linda Johnson stated that she felt they would have to start over and go back and look at the budget again, then have another town meeting.

VOTE ON AMENDED ARTICLE #13: YES AMENDED ARTICLE #13 PASSED

ARTICLE #6

Moderator Petit now opens up for discussion and vote tabled Article #6.

Vote on Article #6 is so close the moderator decides to count the voter cards.

YES 136 NO 137 ARTICLE #6 DEFEATED

ARTICLE #7: To see if the Town will vote to raise and appropriate the sum of twenty-one thousand six hundred and sixty-three dollars (\$21,663) to be added to the Fire Equipment Capital Reserve Fund previously established. Recommended by Board Selectmen and Budget Committee. (Majority vote required)

MOVED: Thomas Veinotte

SECONDED: Henry Munroe

VOTE: YES

ARTICLE #7 PASSED

ARTICLE #8: To see if the Town will vote to raise and appropriate the sum of six thousand five hundred and thirty-eight dollars (\$6,538) to be added to the Fire Department Small Equipment Fund previously established. Recommended by Board of Selectmen and Budget Committee. (Majority vote required)

MOVED: Harold Paulsen

SECONDED: Arthur Perron

VOTE: YES

ARTICLE #8 PASSED

ARTICLE #9: To see if the Town will vote to raise and appropriate the sum of twenty thousand dollars (\$20,000) to be added to the Solid Waste Facility Closure/Maintenance Fund previously established. Recommended by Board of Selectmen and Budget Committee. (Majority vote required)

MOVED: John Goff

SECONDED: Thomas Veinotte

Gregg Chadwick asked how much will the town owe and when will it have to be paid.

Town Administrator David Stack explained that when the town is done paying for the engineering study it will have about \$50,000 left in the account. With this \$20,000 the town should be able to do the closure of the solid waste facility at 8 exchange street. The town will cap the landfill, take care of the steep slopes and fence in the area.

VOTE: YES

ARTICLE #9 PASSED

ARTICLE #10: To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the revaluation of property in the Town, and to raise appropriate the sum of forty-five thousand dollars (\$45,000) to be placed in this fund, and to designate the Board of Selectmen as agents to expend. Recommended by Board of Selectmen and Budget Committee. (Majority vote required)

MOVED: John Goff

SECONDED: Kenard Ayles

VOTE: YES

ARTICLE #10 PASSED

ARTICLE #11: To see if the Town will vote to raise and appropriate a sum not to exceed one hundred thirty thousand dollars (\$130,000) to purchase a garbage packer and truck and to

authorize the withdrawal of a sum not to exceed one hundred thirty thousand dollars (\$130,000) from the Town Equipment Capital Reserve Fund created for this purpose. Recommended by Board of Selectmen and Budget Committee. (Majority vote required)

MOVED: Gerald Belanger

SECONDED: Sue Webb

Ron Clouser asks how old is the packer and can it go one more year.

David Stack explained that the packer is in use 5 days a week, it could probably go another year but it does have problems and will incur higher maintenance costs. It is part of the 5 year plan explained in the CIP program and is due for replacement. The money is already in the capital reserve fund so it would make no difference on the tax rate to put this off.

Ron Clouser then made a motion to reduce the amount to \$65,000.00 and do this over two years.

Moderator Petit explained that this article is appropriating out of a fund that already has the money in it.

Ron Clouser then stated that he would vote to not do it this year to help offset the \$100,000 that was defeated.

Moderator Petit stated that the money is already in the bank for this article regardless of what happened in the earlier article.

There being no second to the motion made by Ron Clouser, Moderator Petit held the vote on Article #11 as written.

VOTE: YES

ARTICLE #11 PASSED

ARTICLE #12: To see if the Town will vote to raise and appropriate a sum not to exceed twelve thousand dollars (\$12,000) to purchase rescue extrication tools and to authorize the withdrawal of a sum not to exceed twelve thousand dollars (\$12,000) from the Small Fire Equipment Capital Reserve Fund created for this purpose. Recommended by Board of Selectmen and Budget Committee. (Majority vote required)

MOVED: Harold Paulsen

SECONDED: Thomas Veinotte

Rosemary Michaud stated that as part of mutual aid, surrounding towns have this piece of equipment and usually they are there at fires so we could depend on them for this.

Moderator Petit stated that sometimes it takes 10 to 15 minutes for other towns to get to a situation where this is needed and that 10 to 15 minutes can seem like a long time if you are in that situation.

VOTE: YES

ARTICLE #12 PASSED

ARTICLE #14: To see if the Town will vote to direct all revenues of future payments collected under the land use change tax, as set forth in RSA Chapter 79-A, be placed in the Conservation Fund in accordance with RSA 79-A:25,II. (Majority ballot vote required)

MOVED: Gerald Belanger

SECONDED: Ron Clouser

Phil Harte, Conservation Commission chair stated that currently that money goes into the general fund and what this article does will redirect the money into the Conservation Fund to be used for land aquisition to protect the town's open space.

A motion was made to "amend Art 14 to direct revenue from the land use change tax up to a sum of \$25,000 annually be added to a conservation fund in accordance with RSA 79-A:25,II"

MOVED: Richard Kelsea

SECONDED: Frank Davis

After some discussion there was a motion made to vote on the amendment.

MOVED: Ron Clouser

SECONDED: Sue Webb

VOTE ON MOTION MADE BY RON CLOUSER: YES

MOTION PASSED

VOTE ON AMENDMENT: NO

AMENDMENT FAILED

There was a motion made to vote on the article as originally written.

MOVED: Ron Clouser

SECONDED: Isabelle Racine

VOTE ON MOTION: YES

MOTION PASSED

Moderator Petit opened the polls for voting on Article #14 at 2:14p.m.

The polls remained open until 2:37p.m after all registered in attendance who wished to vote had done so.

The results are as follows:

231 votes cast

YES 192

NO 39

ARTICLE #14 PASSED

ARTICLE #15: To see if the Town sill vote to establish a Recreation Revolving fund pursuant to RSA 35-B:2 II. The money received from fees and charges for recreation park services and facilities shall be allowed to accumulate from year to years, and shall not be considered to be part of the Town’s general fund unreserved fund balance. The Town Treasurer shall pay out the same only upon order of the recreation program director (no further Town meeting approval required). These funds may be expended only for recreation purposes as stated in RSA 35-B, and no expenditure of Town funds which have not been appropriated for that purpose. (Majority vote required)

MOVED: Laurent Perron

SECONDED: William Stanyan

David Stack explained that the intent of this article is to have the recreation department become self sufficient and have users pay for the services that are provided through fees. If a person pays to participate in the summer recreation program, that money will stay in this fund and be used to pay for the expenses for that program. Those funds already offset the costs, this will help to eliminate the reliance on property taxes and people pay individually for some of the services they receive.

Joseph Crowley, Cathe Roche and Daniel Crean spoke in opposition of this article.

There was a motion made to table Article #15.

MOVED: Daniel Crean

SECONDED: George Rainville

VOTE: YES

ARTICLE #15 TABLED

ARTICLE #16: Shall we adopt the provisions of RSA 31:95-c to restrict one hundred percent (100%) of revenues from Special Police Details to expenditures for the purpose of covering personnel, vehicle and administrative costs to provide Special Police Details and expenditures shall be accounted for in a special revenue fund to be known as the Special Police Detail Fund, separate from the general fund. Any surplus in the said fund shall not be deemed part of the general fund accumulated surplus and shall be expended only after a vote by the legislative body to appropriate a specific amount from said fund for a specific purpose related to the purpose of the fund or source of the revenue. Recommended by Board of Selectmen.

MOVED: William Stanyan

SECONDED: Nancy Clifford

VOTE: YES

ARTICLE #16 PASSED

ARTICLE #17: (By petition) To see if the Town will vote to authorize the Moderator to appoint a committee of not less than five (5) citizens to research, prepare and present to the voters at the 2003 Town Meeting a Town Ordinance whereby the issuance of new home building permits by the Town may be limited.

MOVED: Laurent Perron

SECONDED: William Stanyan

Henry Munroe and Michael Payeur spoke in favor of this article.

Cheryl Tufts stated that she is on the Board of Directors for the Home Builders Association for the state and that we need to be very careful with this. She stated that right now the Town of Pembroke is not in compliance with our impact fees and that only two communities in the state are, they are Concord and Nashua. Pembroke is lucky that it is not being challenged on that. Cheryl stated Pembroke and the surrounding area does not have much housing or land for sale, so if a business wanted to relocate to this area they would come in and see if there was housing to support them, if there wasn't, the business would not relocate here. She felt that this should be left in the hands of the Planning Board.

William Stanyan asked about the master plan.

David Stack explained that the way growth is controlled is through planning and a good master plan. The Town of Pembroke has always been strong in planning but the town's master plan has not been updated since 1993 and unfortunately with \$700,000 worth cuts to the budget, one of the things cut was the money to update the master plan.

Richard Kelsea stated that in regards to the future expansion of Rte 93, the State of New Hampshire DOT and the Office of State Planning included Pembroke as one of three towns in a program that would look at zoning and future growth in particular. He went on to say that a lot of the work necessary to update the master plan would be performed by the state in this program, so they may not have needed any money to update the master plan.

Kerri Diers, Director of Planning and Development, stated that she had applied to the state for this program. The program consists of two town wide meetings by the end of June to discuss growth development in Pembroke and consulting services. While this is a great program, it is only the beginning of the process. One of the things that the Planning Board will look at during the update was cut and doesn't feel that the master plan can be fully updated without it.

Daniel Crean stated that under state statutes, there are specific mechanisms for opposing growth and are initiated with the planning board. Whatever this committee would do, the only way it could legally be enacted would come back as a recommendation by the planning board.

VOTE: YES

ARTICLE #17 PASSED

ARTICLE #18: (by petition) To see if the Town will limit the naming of any building or part thereof, road, path or byway, brook or body of water, or any property owned by the Town, after any person or persons except by a vote of the Town at the Town Meeting.

There was a motion made to amend Article #8 to delete the word "road".

MOVED: John Goff

SECONDED: Clint Hanson

VOTE ON AMENDMENT: YES

AMENDMENT PASSED

VOTE ON AMENDED ARTICLE #18: YES

AMENDED ARTICLE #18 PASSED

ARTICLE #19: To transact any other business that may legally come before said meeting.

There was a motion made to "Have the meeting instruct the Board of Selectmen to expend up to \$5,000 to begin the update of the Town Master Plan".

MOVED: David Freeman-Woolpert

SECONDED: Ronald Clouser

VOTE ON MOTION: YES

MOTION PASSED

There was a “Motion that the town report include all pay & benefits. of all Town employees”.

MOVED: Ronald Clouser

SECONDED: Thomas Veinotte

VOTE ON MOTION: YES

MOTION PASSED

Joseph Crowley stated that the audit report showed an awful lot of problems within our town. He then made a “motion – the Town Administrator and the Selectmen prepare a written response to each audit finding in the 2001 annual Report. Such report to be included in the Fy2002 annual report and their responses be voted on by the town for either accepting or rejecting said response by the town”.

MOVED: Joseph Crowley

SECONDED: Keith Momberger

VOTE ON MOTION: YES

MOTION ACCEPTED

There was a motion made to accept the Town Report with corrections supplied by Gerard Fleury to the Trust Fund Report. A copy of the corrections are attached to these minutes.

MOVED: Nancy Clifford

SECONDED: Cindy Pesaturo

VOTE ON MOTION: YES

MOTION PASSED

There was a motion made to adjourn.

MOVED: Cindy Pesaturo

SECONDED: Nancy Clifford

VOTE ON MOTION TO ADJOURN: YES

MEETING ADJOURNED AT 3:06p.m.

Respectfully submitted

James F. Goff
Town Clerk
Town of Pembroke

**TRUST FUND REPORT OF THE TOWN OF PEMBROKE
FOR PERIOD ENDING DECEMBER 31
CHANGE IN TRUST FUND ASSETS – SCHOOL**

Assets at December 31, 2000

\$474,281.93

Contributions to the Trusts:

Special Education Capital Reserve	20,200
School Building Capital Reserve	50,000
Major Equipment Capital Reserve	10,000
School District Roadway Capital Reserve	20,000
	\$100,000

Earnings of Trust Investments:

Common Stock Dividend Income – Scholarships	13,397.00
Interest Income on Invested Cash – Scholarships	206.18
Interest Income on Cash Investment – Scholarships	206.88
Capital Gain on Sale of Stock	13,750.11
Mutual Fund Dividend Income – Literacy Trust	1,249.92
Interest Income on Building Capital Reserve	4,375.29
Interest Income on Special Education Capital Reserve	842.07
Interest Income on School District Major Equipment Fund	2,567.17
Interest Income on School District Roadway Fund	793.39
	\$37,388.56

Withdrawals from Trust Funds:

Scholarship Funds Awarded	14,500.00
Building Capital Reserve Funding	48,701.45
Major Equipment Capital Reserve	3,963.35
Account Fees & Expenses	25.00
Literacy Fund Reimbursements	2,347.84
	\$69,537.64

Assets at December 31, 2001

\$542,132.85

**TRUST FUND REPORT OF THE TOWN OF PEMBROKE
PERIOD ENDING DECEMBER 31, 2001
SCHEDULE OF TRUST FUND BALANCES – SCHOOL**

Scholarship Fund – Unexpendible Balance	\$225,433.53
Scholarship Fund – Available for Distribution	9,516.52
Literacy Trust – Unexpendible Balance	16,764.80
Literacy Trust – Available for Distribution	2,687.81
Capital Repairs – Available for Distribution	98,336.24
Net Available for Appropriation	98,336.24
Major Equipment Fund – Available for Distribution	77,043.83
Net Available for Appropriation	77,043.83
Special Education Fund – Available for Distribution	71,369.02
School District Roadway Fund – Available for Distribution	40,981.10
TOTAL UNEXPENDIBLE FUNDS	242,198.33
TOTAL FUNDS PAYABLE	0.00
TOTAL AVAILABLE FOR DISTRIBUTION	299,934.52
TOTAL TRUST FUNDS	\$542,132.85

**TRUST FUND REPORT OF THE TOWN OF PEMBROKE
NEW HAMPSHIRE ON DECEMBER 31, 2001
CHANGE IN TRUST FUND ASSETS – MUNICIPAL**

Assets at December 31, 2000	\$761,002.22
------------------------------------	---------------------

Contributions to the Trusts:

Town Equipment Capital Reserve	110,000.00
Fire Small Equipment Fund	15,750.00
Fire Capital Reserve	28,200.00
Water Works Capital Improvements	36,597.00
Water Works Well Fund	38,403.67
Sewer & Water Extension Fund	30,000.00
Computer Capital Reserve	88,000.00
Library Donation fund	77,500.00
Town Hall Cupola Fund	249.20
Town Clock Fund	5,729.95
Sidewalk Restoration Capital Reserve	5,000.00
	435,429.82

Earnings on Trust Investments

Cemetery Trust – Perpetual Care	852.15
Cemetery Improvements	231.64
Library Book Fund	306.47
Library Building Fund	5,459.14
Library Donation Fund	2,304.15
Town Equipment Fund	2,976.79
Fire Major Equipment Fund	3,112.43
Fire Small Equipment Fund	653.79
Water & Sewer Capital Improvement	1,075.73
Solid Waste Facilities Capital Reserve	2,177.31
Water Works Capital Improvements	3,250.27
Water Works Equip. & Buildings	4,000.35
Town Clock Restoration Fund	840.34
Town Hall Cupola Fund	13.67
Computer Replacement Capital Reserve	15.44
General Purpose Sidewalk Fund	183.72
	\$27,453.39
Withdrawals from Trust Funds	
Town Equipment Fund	12,604.86
Town Clock Fund	25,000.00
Water Works Fund I	72,000.00
Water Works Fund II	27,000.00

Assets at December 31, 2001	\$1,087,280.57
------------------------------------	-----------------------

**TRUST FUND REPORT OF THE TOWN OF PEMBROKE,
NEW HAMPSHIRE ON DECEMBER 31, 2001
SCHEDULE OF TRUST BALANCES – MUNICIPAL**

Cemetery Trusts – Unexpendible Balance	\$36,270.00
Cemetery Trust – Available for Distribution	27,162.67
Library Book Fund – Unexpendible Balance	4,666.62
Library Book Fund – Available for Distribution	2,670.68
Cemetery improvements – Available for Distribution	17,245.97
Library Donation Fund – Available for Distribution	96,893.46
Library Building Fund – Available for Distribution	148,646.69
Town Equipment Fund – Available for Distribution	209,001.82
Fire Major Equipment Fund – Available for Distribution	112,047.41
Fire Small Equipment Fund – Available for Distribution	33,055.63
Solid Waste Closure – Available for Distribution	85,103.14
Sidewalk Building & Repair Fund – Available for Distribution	9,930.18
Water Works Capital Reserve II- Available for Distribution	104,291.40
Water Works Capital Reserve I – Available for Distribution	52,013.41
Town Hall Cupola Fund – Available for Distribution	508.53
Sewer & Water Capital Reserve – Available for Distribution	58,354.08
Town Clock Restoration Fund	1,403.44
Computer Replacement Capital Reserve Fund	88015.44
TOTAL UNEXPENDIBLE FUNDS	40,936.62
PRESENT ACCOUNT BALANCE	1,046,343.95
TOTAL TRUST FUNDS	\$1,087,280.57

**MINUTES OF THE SPECIAL TOWN MEETING
TOWN PEMBROKE
JUNE 26, 2002**

The meeting was opened by Moderator Thomas E. Petit at 7:06 p.m. and read the Warrant.

ARTICLE #1: To see if the Town will vote, pursuant to RSA 31:5-b., to legalize and ratify the action taken by the Town at its recessed meeting of April 21, 2001 where the Town passed Article 3 of the warrant for the new library building, \$400,000 of which was to come from the issuance of bonds and notes pursuant to the provisions of the Municipal Finance Act, RSA 33, as amended (the "Bond Issue"); the vote on the Bond Issue being procedurally defective due to the fact that the hearing held with respect to the Bond Issue on February 3, 2001 was more than sixty (60) days prior to the April 21, 2001 vote, in violation of the provisions RSA 33:8-a(I). Recommended by the Board of Selectmen and Library Trustees. (Two-thirds ballot vote required)

MOVED: Charles Mitchell

SECONDED: Mark Cioffi

Marilyn Ross gave a brief history of what had transpired to lead the town to this vote.

Charles Hamilton, Ronald Clouser and Donna Richardson spoke in favor of the article.

There was a motion made to vote on the article.

MOVED: Richard Chase

SECONDED: Robert Landry

VOTE ON THE MOTION: YES

MOTION PASSED

Moderator Petit opened the polls for voting on Article #1 at 7:25 p.m.

Moderator Petit closed the polls at 8:26p.m. after all registered voters in attendance who wish to vote had done so.

The results are as follows:

509 ballots cast YES 388 NO 121 ARTICLE #1 PASSED

There was a motion made to adjourn.

MOVED: Marilyn Ross

SECONDED: Lorraine Good

VOTE ON MOTION TO ADJOURN: YES

MEETING ADJOURNED AT 8:55 p.m.

Respectfully submitted

James F. Goff
Town Clerk, Pembroke, NH

