

**Forest Management Committee  
Established in 1980**

**Article 36 Created Forest Committee  
Article 40 Authorized Market & Sale of Timber &  
Hardwood under RSA 31:113**

**Created for the oversight of Town Forests and  
accumulation of proceeds from sales of timber and  
hardwood**

MODIFIED BY WARRANT ARTICLE 12  
2022 TOWN MEETING TO APPOINT FOREST  
MANAGEMENT COMMITTEE AS AGENTS  
TO EXPEND



## **FINAL**

### **TOWN OF PELHAM STATE OF NEW HAMPSHIRE 2022 TOWN MEETING**

To the inhabitants of the Town of Pelham, in the County of Hillsborough and the State of New Hampshire, qualified to vote in Town affairs. You are hereby notified of the following annual Town Meeting schedule:

#### **First Session of Annual Meeting (Deliberative)**

You are hereby notified to meet at the Sherburne Hall, 6 Village Green, Pelham, New Hampshire on Tuesday, February 8, 2022, at 7:00 PM. This session shall consist of explanation, discussion, and debate of warrant articles numbered 2 through 19. Warrant articles may be amended subject to the following limitations: (a) warrant articles the wording of which is prescribed by law shall not be amended and (b) warrant articles that are amended shall be placed on the official ballot for a final vote on the main motion, as amended.

#### **Second Session of Annual Town Meeting (Official Ballot Voting)**

You are hereby notified to meet again at the Pelham High School, 85 Marsh Road, Pelham, New Hampshire on Tuesday, March 8, 2022, between the hours of 7:00 AM and 8:00 PM to vote by official ballot to choose all necessary town officials for the ensuing year and to vote on warrant articles numbered 1 through 19.

## Article 1

To see what action the Town will take in the election of the following Officers: Two (2) Selectman for a term of three (3) years; One (1) Town Clerk/Tax Collector for a term of three (3) years; One (1) Town Moderator for a term of two (2) years; Three (3) Budget Committee members for a term of three (3) years; One (1) Cemetery Trustee for a term of three (3) years; Two (2) Library Trustees for a term of three (3) years, One (1) Trustee of the Trust for a term of three (3) years; Two (2) Planning Board members for a term of three (3) years; One (1) Supervisor of the Checklist for a term of six (6) years.

## Article 2

### **ZONING**

## Article 3

### **ZONING**

## Article 4 - Conservation

Shall the Town vote to raise and appropriate the sum of two million five hundred thousand dollars (\$2,500,000.00) (gross budget) to purchase land and easements for conservation purposes, and to authorize the Board of Selectmen to issue bonds or notes in compliance with provisions of the Municipal Finance Act (RSA 33:1 et seq., as amended); provided, however, that notwithstanding anything herein to the contrary, the Town shall not issue more than one million five hundred thousand dollars (\$1,500,000.00) of bonds or notes in any one calendar year; to authorize the Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon and the maturity and other terms thereof, and to take any other action they deem appropriate to effectuate the sale and/or issuance of said bonds or notes; and additionally to raise and appropriate the sum of twenty five thousand dollars (\$25,000.00) for the bond's first year's interest payment and costs. Land or property interests to be purchased with bond proceeds shall be acquired in the name of the Town by the Conservation Commission, subject to the approval of the Selectmen, pursuant to RSA 36-A:4. (3/5 Vote Required).

## Article 5 – Town Operating Budget

Shall the Town vote to raise and appropriate as an operating budget, not including appropriations by special warrant articles and other appropriations voted separately the amounts set forth on the budget posted with the warrant or as amended by vote of the first session, for the purposes set forth herein totaling Nineteen Million, Eight Hundred and Seventeen Thousand, Seven Hundred and Fifty-Five Dollars (\$19,817,755)? Should this article be defeated, the default budget shall be Nineteen Million, Two Hundred and Fifteen Thousand, Five-Hundred and Ninety-Five Dollars (\$19,215,595) which is the same as last year with certain adjustments required

by previous action of the Town or by law; or the governing body may hold one special meeting in accordance with RSA 40:13, X and XVI, to take up the issue of a revised operating budget only.

| <u>Department</u>      | <u>Selectmen</u><br><u>2022 Approved</u> | <u>Budcom</u><br><u>2022 Approved</u> |
|------------------------|--|---------------------------------------|
| Assessor               | \$225,563                                | \$225,413                             |
| Budget Committee       | \$2                                      | \$2                                   |
| Cable Department       | \$153,731                                | \$153,731                             |
| Cemetery               | \$172,983                                | \$172,983                             |
| Conservation           | \$5,989                                  | \$5,989                               |
| Debt Service Interest  | \$46,767                                 | \$46,767                              |
| Debt Service Principal | \$640,095                                | \$640,095                             |
| Elections              | \$31,147                                 | \$31,187                              |
| Emergency Management   | \$9,041                                  | \$9,041                               |
| Fire Department        | \$2,875,451                              | \$2,875,451                           |
| Health Officer         | \$87,956                                 | \$87,956                              |
| Health Services        | \$73,700                                 | \$73,700                              |
| Highway Maintenance    | \$1,844,946                              | \$1,844,946                           |
| Human Services         | \$73,820                                 | \$73,820                              |
| Insurance              | \$2,683,974                              | \$2,637,814                           |
| Legal                  | \$106,000                                | \$96,000                              |
| Library                | \$564,051                                | \$584,374                             |
| Parks & Recreation     | \$275,840                                | \$275,840                             |
| Planning Dept          | \$640,282                                | \$640,282                             |
| Police Department      | \$3,616,398                              | \$3,524,147                           |
| Retirement             | \$2,438,082                              | \$2,413,447                           |
| Selectmen              | \$598,742                                | \$630,532                             |
| Senior Center          | \$171,950                                | \$171,950                             |
| Technology             | \$297,796                                | \$297,796                             |
| Town Buildings         | \$994,121                                | \$994,121                             |
| Town Celebrations      | \$9,260                                  | \$9,260                               |

|                          |                     |                     |
|--------------------------|---------------------|---------------------|
| Town Clerk/Tax Collector | \$305,449           | \$306,089           |
| Transfer                 | \$979,437           | \$979,437           |
| Treasurer                | \$15,249            | \$15,249            |
| Trust Funds              | \$335               | \$335               |
|                          |                     |                     |
| <b>Total</b>             | <b>\$19,938,158</b> | <b>\$19,817,755</b> |

#### **Article 6 – Highway Block Grant**

Shall the Town vote to raise and appropriate the sum of Three Hundred Twenty Thousand, Three Hundred Seventy-Two Dollars (\$320,372) for repair, maintenance, purchase of equipment and upgrading of Town roads, to be offset by the State Highway Grant? This will be a non-lapsing account per RSA 32:7, IV. No money to be raised by taxation.

#### **Article 7 – Compensated Absence**

Shall the Town vote to raise and appropriate the sum of Two Hundred Thousand Dollars (\$200,000) to be placed in the Compensated Absence Trust Fund for the purpose of distributing accrued time (annual earned and paid time off) to terminating employees as required by law or negotiated contracts? (Majority Vote Required).

#### **Article 8 - Conservation**

Shall the Town vote to re-designate the following wetland systems as prime wetlands as authorized by RSA 482-A:15. These were designated as prime wetlands in 2000 but the boundaries have been re-mapped using modern, GPS technology hence must be re-designated. There is no tax impact. This is a special warrant article (Majority vote required)

| NAME                      | ACRES<br>(2000) | ACRES<br>(2019) |
|---------------------------|-----------------|-----------------|
| Little Island Pond        | 24.6            | 26.9            |
| St. Patrick's             | 16.1            | 14.5            |
| Sherburne Road Bog        | 2.4             | 3.7             |
| Sherburne Road Open Water | 17.7            | 19.7            |
| total                     | 60.8            | 64.8            |

## Article 9 - Conservation

Shall the Town vote to re-designate the following wetland systems as prime wetlands as authorized by RSA 482-A:15. These were designated as prime wetlands in 1987 but the boundaries have been re-mapped using modern, GPS technology hence must be re-designated. There is no tax impact. This is a special warrant article (Majority vote required).

| NAME               | ACRES<br>(1987) | ACRES<br>(2019) |
|--------------------|-----------------|-----------------|
| Lower Golden Brook | 72.7            | 98.8            |
| Upper Golden Brook | 85.3            | 64              |
| Camp Runels        | 38.0            | 32.1            |
| Dunlop             | 79.5            | 88              |
| Cranberry Bog      | 16.7            | 20.9            |
| Mountain Orchard   | 28.2            | 21.3            |
| Harris Brook       | 14.2            | 29.6            |
| total              | 334.6           | 354.7           |

## Article 10 - Conservation

Shall the Town vote to place 100% of the revenues of all future payments collected from the Land Use Change Tax into the Conservation Fund in accordance with RSA 36-A:5 III, as authorized under the provisions of RSA 79-A:25 II, said monies to be used for the acquisition of conservation land, conservation easements, development rights and the costs associated therewith? Currently, 75% of the revenues from the Land Use Change Tax are placed into the Conservation Fund so this would be an increase from 75% to 100%.

## Article 11 Conservation

Shall the Town vote to authorize the Conservation Commission to purchase, for conservation purposes, approximately 36.3 acres of land on Tax Map 31, lots 11-32, 11-34 and 11-35, in the vicinity of Blueberry Circle, which is adjacent to a 20-acre Town owned conservation parcel, with said purchase in the amount of \$225,000 to be funded by the Town's Conservation Fund. No money to be raised by taxation. Per the terms of the Town's purchase and sales agreement, Lot 11-33 (3.7 acres) shall be transferred at no cost to the Town for conservation purposes once this lot is no longer used for telecommunications purposes, subject to the acceptance of the Selectmen at that time.

## **Article 12 - Forestry**

Shall the Town of Pelham vote to appoint the Forest Management Committee as agents to expend, as authorized by RSA 31:19-a, I, from the Forest Management Expendable Trust Fund, previously established in 1980? No money to be raised by taxation. (Majority vote required).

## **Article 13 - Forestry**

Shall the Town vote to raise and appropriate the sum of Fifty-Six Thousand and One-Hundred dollars (\$56,100) for the purpose of forest management, stewardship (signage, trail building, maps, parking, etc.) security, public education and other costs associated with the maintenance and care of Town forest land? Said funds to come from the Forest Maintenance Fund, which is funded from revenues produced by timber harvesting in connection with forest management. No amount to be raised through taxation. This is a non-lapsing appropriation per RSA 32:7 and shall not lapse until 12/31/2027 or until project is completed. No money to be raised by taxation. (This is a Special Warrant Article).

## **Article 14 – Elderly Exemption**

Shall the Town vote to modify the current Elderly Exemption limits from property tax in the Town of Pelham pursuant to RSA 72:39-a based on assessed value for qualified taxpayers as follows:

For persons aged 65 to include 74 years of age: \$106,000

For persons 75 to including 79 years of age: \$ 152,000

For persons 80 year and above: \$ 196,000

To qualify the person(s) must meet the requirements of State Law as designated in RSA 72: 39-a and 72:39-b.

In addition, a qualified taxpayer must have an annual net income of not more than \$44,000 if single and not more than a combined net income of \$54,000 if married and own assets (excluding the value of the person's residence) not more than \$250,000.

## **Article 15 A – Abbott Bridge Article**

Shall the Town vote to raise and appropriate the additional sum of Five Hundred Thousand dollars (\$500,000) for the purpose of constructing the Old Bridge Street Flood Relief Bridge adjacent to the Old Bridge Street (Abbott) Bridge in response to construction escalation costs of which 80% (\$400,000) will be reimbursed by the New Hampshire Department of Transportation (NHDOT) as a State Aid Bridge Project. The amount to be raised by general taxation requested herein is \$100,000. The total project cost for this project is Two Million, Two Hundred Ninety-Four thousand (\$2,294,000). One Hundred Twenty-Two Thousand, Eight Hundred Five Dollars (\$122,805) has been expended from the 2015 appropriations for engineering study for the project. Currently the project is being funded from the 2019 appropriations for Design, Permitting, Bidding and Construction. This

appropriation shall not lapse until fulfillment of the purpose or completion of the project and or at the end of the 2027 fiscal year, whichever occurs first.

#### **Article 15 B – Abbott Bridge Article Unassigned Fund Balance**

Shall the Town vote to raise and appropriate the additional sum of Five Hundred Thousand dollars (\$500,000) for the purpose of constructing the Old Bridge Street Flood Relief Bridge adjacent to the Old Bridge Street (Abbott) Bridge in response to construction escalation costs of which 80% (\$400,000) will be reimbursed by the New Hampshire Department of Transportation (NHDOT) as a State Aid Bridge Project, and \$100,000 dollars to be expended from the Unassigned Fund Balance. The total project cost for this project is Two Million, Two Hundred Ninety-Four thousand (\$2,294,000). One Hundred Twenty-Two Thousand, Eight Hundred Five Dollars (\$122,805) has been expended from the 2015 appropriations for engineering study for the project. Currently the project is being funded from the 2019 appropriations for Design, Permitting, Bidding and Construction. This appropriation shall not lapse until fulfillment of the purpose or completion of the project and or at the end of the 2027 fiscal year, whichever occurs first.

#### **Article 16-FD Forestry Vehicle Replacement**

Shall the town vote to raise and appropriate the sum of \$190,000 for the purchasing and equipping of a forestry fire fighting vehicle. This vehicle will replace a 2005 forestry vehicle currently in the department.

#### **Article 17-Ambulance Replacement Account Increase**

Shall the town vote to increase the annual contribution to the ambulance replacement revolving fund from \$60,000 to \$75,000 to be funded from the ambulance fees collected in each calendar year. This Fund was established in 2005 pursuant to RSA 31:95-h. These funds are held by the Treasurer and may only be expended with town vote approval for the replacement or major refurbishment of an ambulance. No money to be raised by taxation.

#### **Article 18 A – One Police Officer**

Shall the Town vote to raise and appropriate the sum of \$89,780 for the purposes of hiring and equipping a police officer? The amount raised covers the cost from April through December 2022 after which the position, if approved, will be funded through the Police Department. The cost breakdown includes \$42,527 for salary, benefits \$38,103 and \$9,150 for equipment.

#### **Article 18 B – Two Police Officers**

Shall the Town vote to raise and appropriate the sum of \$179,560 for the purposes of hiring and equipping two police officers? The amount raised covers the cost from April through December 2022 after which the positions, if approved, will be funded through the Police Department. The cost breakdown includes \$85,054 for salary, benefits \$76,206 and \$18,300 for equipment per officer.

**Article 19 - Discontinuance of Former Arlene Drive Cul-De-Sac Adjacent to 188 Arlene Drive**

Shall the Town vote to discontinue as a public roadway that portion of Arlene Drive adjacent to 188 Arlene Drive that formerly was dedicated, constructed and utilized as a cul-de-sac, but today is no longer needed for a public highway purpose now that this portion of Arlene Drive is a through street and the paved circle portion of the cul-de-sac no longer exists? If this portion of the former cul-de-sac has been deeded to the Town, the Selectmen shall be authorized to deed that portion of the cul-de-sac that is no longer needed for a public highway purpose to the abutting property owner. (Recommended by the Board of Selectmen) (Majority vote required).

Given under our hands this 24<sup>th</sup> day of January, 2022

Robert Haverty, Chair \_\_\_\_\_

Doug Viger, Vice Chair \_\_\_\_\_

Hal Lynde, Selectmen \_\_\_\_\_

Kevin Cote, Selectman \_\_\_\_\_

Jaie Bergeron, Selectman \_\_\_\_\_

I, the undersigned, Brian McCarthy, serving as the Town Administrator, do hereby certify that on this 24<sup>th</sup> day of January, 2022, I did post signed copies of the 2022 Annual Town Meeting Warrant at the Pelham Town Hall, located at 6 Village Green and the Pelham High School, located at 85 Marsh Road and at the Pelham Public Library, located at 24 Village Green, of said Town.

Respectfully Submitted,

\_\_\_\_\_  
Brian McCarthy, Town Administrator

\_\_\_\_\_  
Dorothy A. Marsden, Notary Public

Reply all   Delete  Junk Block ...

## Re: Forestry Warrant Articles

CG

CHRISTINE Gallaher <chrmccarron@comcast.net>

Mon 10/25/2021 9:09 AM

    ...

To: Ed Gleason; paulrgag@comcast.net; Deborah Waters

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Ed,

I have been reading through the e-mails regarding this Warrant article and have some questions in advance of tonight's meeting. I thought it would be good to present them to you now so you can be prepared to answer them tonight. Other committee members may have questions as well as they are not as familiar with what has been going on behind the scenes regarding this Warrant Article.

- Has the Division of Charitable Trusts approved this change?
- Will this survive a review by the NHDRA?
- Is this going to be the same fund as it is now, or is a new fund being created?
- Article #12 states the Forest Management Expendable Trust Fund previously established in 1980 with a ?? after it. Should that be corrected to reflect the date the Fund was established?
- It has been suggested that some additional wording be added to Article #12, can the language below be included?:
  - for the purpose of forest management, stewardship (signage, trail building, maps, parking, etc.) security, public education and other costs associated with the maintenance and care of Town Forest Land? Said funds to come from the Forest Maintenance Fund, which is funded from revenues produced by timber harvesting in connection with forest management.
- How to these funds get requested/expended?
- Will it be possible to have funds moved into the Town's account as it is now in increments of let's say \$20,000 at a time so that the processing of submitting invoices for payment remains the same? This would allow the funds in the Trust Fund to continue to earn interest until such time as they are needed.

Thank you,

Chris Gallaher

On 10/23/2021 2:13 PM Ed Gleason <egleason@pelhamweb.com> wrote:

Okay

I will gladly be there

Ed

Reply all  Delete  Junk Block ...

## Re: Forestry Warrant Articles

EG Ed Gleason  
Sat 10/23/2021 1:50 PM

     ...

To: paulrgag@comcast.net; Gallager, Chris <chrmccarron@comcast.net>

Paul:

If it was modified by Atty Ratigan then it's ready for the Warrant

My angst was that Atty Donovan worded his response to Atty Ratigan *"I see no problem with the forest maintenance fund to be transformed into a trust fund under RSA 31:19-a."*

Apparently Atty Ratigan believes the new wording will effect the desired change.

I just wanted to make sure there wasn't some further legalese required!

We're good to go

Do you still need me at Monday's meeting?

It doesn't appear I can add any further value to the Warrant, unless you want me to address how the funds can be disbursed

Ed

---

**From:** Paul Gagnon <paulrgag@comcast.net>  
**Sent:** Saturday, October 23, 2021 11:53 AM  
**To:** Ed Gleason <egleason@pelhamweb.com>  
**Cc:** Cole Wilkerson <boyscoutnh@comcast.net>; Deborah Waters <paralegal34@comcast.net>; paulrgag@comcast.net <paulrgag@comcast.net>; Gallager, Chris <chrmccarron@comcast.net>; Jaie Bergeron <jbergeron@pelhamweb.com>; Linda Irish Simpson <lindairishsimpson@gmail.com>; mary.hathaway@gmail.com <mary.hathaway@gmail.com>; Nick Spanos <nick@spanoselectricgc.com>; Plouffe Gayle <swampgalp@gmail.com>; Ray Brunelle <ray.brunelle@nitco-lift.com>; swiftriver@yahoo.com <swiftriver@yahoo.com>; wintersdream422@comcast.net <wintersdream422@comcast.net>  
**Subject:** RE: Forestry Warrant Articles

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Ed,

Attorney Ratigan edited the Warrant article based on the email he received from Tom Donovan.

I'm not sure what you mean by the original trust fund being "transformed" into a new one. Then again, I know little to nothing about the Town's trust funds. Perhaps you should ask this question of Attorney Ratigan. I support your cautious approach. We want to get this right the first time.

Thanks for your help with this.

Paul

---

**From:** Ed Gleason [mailto:egleason@pelhamweb.com]

**Sent:** Saturday, October 23, 2021 11:39 AM

**To:** Gallager, Chris; paulrgag@comcast.net; Cole Wilkerson; Deborah Waters; Jaie Bergeron; Linda Irish

Reply all   Delete  Junk Block ...

## Re: Forestry Warrant Articles

Ed Gleason

EG Sat 10/23/2021 11:38 AM



To: Gallager, Chris <chrmccarron@comcast.net>; paulrgag@comcast.net; Cole Wilkerson <boyscoutnhc@comcast.net>

Just so I'm clear, is this what Atty Ratigan suggested and will be in the Warrant, or did you modify the sample I gave you?

If so, good. Otherwise, It may have to be updated to reflect what he feels should be included. I only say that because in reading the correspondence between Atty Ratigan and DOJ's Tom Donovan, I got the impression that the original trust fund was going to "transformed" into this new one.

Just trying to be cautious.

Ed

---

**From:** Gallager, Chris <chrmccarron@comcast.net>

**Sent:** Saturday, October 23, 2021 9:40 AM

**To:** paulrgag@comcast.net <paulrgag@comcast.net>; Cole Wilkerson <boyscoutnh@comcast.net>; Deborah Waters <paralegal34@comcast.net>; Jaie Bergeron <jbergeron@pelhamweb.com>; Linda Irish Simpson <lindairishsimpson@gmail.com>; mary.hathaway@gmail.com <mary.hathaway@gmail.com>; Nick Spanos <nick@spanoselectricgc.com>; Plouffe Gayle <swampgalp@gmail.com>; Ray Brunelle <ray.brunelle@nitco-lift.com>; swiftriver@yahoo.com <swiftriver@yahoo.com>; wintersdream422@comcast.net <wintersdream422@comcast.net>

**Cc:** Ed Gleason <egleason@pelhamweb.com>

**Subject:** Re: Forestry Warrant Articles

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Thanks Paul,

This will definitely be a game-changer for the Forestry Committee.

Looking forward to Monday's meeting.

Chris Gallaher

On 10/23/2021 9:34 AM Paul Gagnon <paulrgag@comcast.net> wrote:

Members,

 Reply all  Delete  Junk  Block ...

## Re: Forestry Warrant Articles

On 10/23/2021 9:34 AM Paul Gagnon <paulrgag@comcast.net> wrote:

Members,

Below are the two Forestry Committee warrant articles. Note that article 12 has been revised to refer to the appropriate RSA and the total amount in the Forest Maintenance fund has been deleted.

### **Article 12 - Forestry**

Shall the Town of Pelham vote to appoint the Forest Management Committee as agents to expend, as authorized by RSA 31:19-a, I, from the Forest Management Expendable Trust Fund, previously established in 1980? No money to be raised by taxation. (Majority vote required).

### **Article 13 - Forestry**

Shall the Town vote to raise and appropriate the sum of Fifty-Six Thousand and One-Hundred dollars (\$56,100) for the purpose of forest management, stewardship (signage, trail building, maps, parking, etc.) security, public education and other costs associated with the maintenance and care of Town forest land? Said funds to come from the Forest Maintenance Fund, which is funded from revenues produced by timber harvesting in connection with forest management. No amount to be raised through taxation. This is a non-lapsing appropriation per RSA 32:7 and shall not lapse until 12/31/2027 or until project is completed. No money to be raised by taxation. (This is a Special Warrant Article).

Hopefully, both articles will pass and we will no longer need an annual funding warrant article.

See you on Monday evening,  
Paul

[Reply](#) | [Reply all](#) | [Forward](#)

Hi Brian/Paul:

Yes, Atty. Tom Donovan, Director of Charitable Trusts at the NH AG's office, said in part that "I see no problem with the forest maintenance fund to be transformed into a trust fund under RSA 31:19-a. In fact it makes sense."

The law is clear that once a municipality at an annual or special town meeting votes to establish per RSA 31:19-a a trust fund for the maintenance and operation of the town, and any other public purpose that is not foreign to the town's institution or incompatible with the objects of its organization, and if the Town Meeting decides to appoint agents to expend monies from the trust fund, then the agents may expend monies in the trust for the purpose of the trust. The agents to expend may authorize expenditures from the trust fund at any time without further appropriation by the legislative body, but only for the purposes for which the fund was created.

Such funds are managed by the Trustees of the Trust Funds, and requests for fund expenditures are made to the Trustees of the Trust Funds by the agents to expend.

John

John J. Ratigan, Esq.  
Donahue, Tucker & Ciandella, PLLC  
16 Acadia Lane\*\*\*  
Exeter, NH 03833-4936  
(603) 778-0686, ext. 1505  
Web Site: [www.dtclawyers.com](http://www.dtclawyers.com)

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**2009 New Hampshire Statutes**  
**TITLE III – TOWNS, CITIES, VILLAGE DISTRICTS, AND UNINCORPORATED PLACES (Includes Chapters 31 - 53-E)**  
**CHAPTER 31 – POWERS AND DUTIES OF TOWNS**  
**Section 31:19-a Trust Funds Created by Towns.**

I. A town may at any annual or special meeting grant and vote such sums of money as it deems necessary to create trust funds for the maintenance and operation of the town; and any other public purpose that is not foreign to the town's institution or incompatible with the objects of its organization. The town may appoint agents to expend any funds in the trust for the purposes of the trust. An annual accounting and report of the activities of the trust shall be presented to the selectmen and published in the annual report.

II. Trust funds created pursuant to this section shall be revocable by majority vote of the legal voters present and voting at any annual meeting, unless the vote creating the trust expressly provides that the trust shall be irrevocable, and upon revocation the trustees of trust funds holding the account for said trust shall pay all the moneys in such fund to the town treasurer.

III. Notwithstanding any other provision of this chapter, any trust fund created under this section shall be subject to the same provisions concerning custody, investment, expenditure, change of purpose, and audit as are reserve funds established under RSA 34:1, 34:1-a, 35:1 or 35:1-c. The legal validity of such a fund properly established shall not be

affected by its designation as a ""trust," ""reserve," ""capital reserve," or any other designation.

IV. The local legislative body may authorize the acceptance of privately donated gifts, legacies, and devises to be utilized for the same purposes as a trust fund created under this section; provided, however, that such gifts, legacies, or devises shall be invested and accounted for separately from, and not commingled with, amounts appropriated under paragraph I, and shall be subject to the custody and investment provisions applicable to trust funds accepted under RSA 31:19.

V. A trust fund created under the provisions of this section that is established for the purpose of maintaining health insurance funds for the benefit of employees and retired employees of any town shall be exempt from the provisions of RSA 35:8 or 34:4, and, when so established, the town may name its own trustees who may expend any funds in the trust for the payment of health claims or health insurance premiums for the benefit of any employees or retired employees of the town. An annual accounting and report of the activities of the trust shall be presented to the selectmen and published in the annual report.

**Source.** 1983, 264:2. 1991, 231:1. 1993, 176:1, 2. 1995, 20:2, 3, eff. June 11, 1995. 1998, 44:1, eff. July 4, 1998.

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1980

39. To see if the Town will raise and appropriate the sum of Five Thousand Dollars (\$5,000.00) to employ professional foresters and woodcutters to assist the Town in carrying out an environmentally sound timber and hardwood cutting program on Town owned land. Any funds expended pursuant to this warrant article shall be reimbursed to the Town out of the proceeds of the sale of the timber and hardwood. The net sales proceeds from the timber and hardwood cutting program, after said reimbursement, shall be placed in the appropriate capital reserve fund, "special forest maintenance fund", or the general fund, depending upon which parcel of Town owned land generated the net proceeds. (DISAPPROVED BY BUDGET COMMITTEE)  
(BY PETITION)

40. To see if the Town will vote to authorize the Pelham Conservation Commission, as part of its Pelham Town Forest Management Program to market and sell timber and hardwood cut from the Pelham Town Forest, and to place the net proceeds from said management and marketing program in a "special forest maintenance fund" as authorized by R.S.A. 31:113.  
(BY PETITION)

41. To see if the Town will vote to authorize withdrawal from the Revenue Sharing Fund established under the provision of the State and Local Assistance Act of 1972 for the use as set-offs against the budget appropriation indicated herein below, the amount of \$100,000, and further to authorize the Selectmen to make pro-rated reductions in the amounts, if estimated entitlements are reduced, or take any action hereon:

|                        |                      |
|------------------------|----------------------|
| 1. Summer Maintenance  | \$22,000             |
| 2. Winter Maintenance  | \$32,000             |
| 3. Police Department   | \$10,000             |
| 4. Fire Department     | \$ 6,000             |
| 5. Incinerator         | \$10,000             |
| 6. Recreation          | \$10,000             |
| 7. Camp Alexander W.A. | <u>\$10,000</u>      |
|                        | \$100,000 (APPROVED) |

42. To see if the Town will vote to authorize the Board of Selectmen to apply for, accept and expend money from the state, federal or another governmental unit or a private source which becomes available during the year in accordance with the procedures set forth in RSA 31:95-b which specifies that the money must be for a legal purpose; that the Selectmen hold a public hearing; and that no other town money will be expended.

43. To see if the Town will vote to authorize the Board of Selectmen to apply for, negotiate and do all things that may be necessary to obtain such State and/or Federal funds as may be made available to the Town. Notwithstanding the foregoing sentence, such funds are to be expended only as authorized by the Municipal Budget Law, Chapter 32 of the New Hampshire Revised Statutes Annotated.

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ITTEE)

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35. To see if the Town of Pelham, New Hampshire will vote to raise and owners.  
appropriate the sum of \$2,500.00 for labor, equipment and materials for the purpose of conducting a survey to identify the mosquito breeding sites and to report back to the Town no later than October 1, 1980 for the purpose of establishing, creating and maintaining a Town Mosquito Control District under the provisions of RSA 437-A of New Hampshire State Laws. The boundary of the District shall be the boundaries of the Town. The goal is to try to eliminate breeding conditions for mosquitos. (BY PETITION)

36. To see if the Town will vote to establish a five member Forest Committee to develop and oversee a Forest Management Program. The Committee members shall be appointed by the Board of Selectmen for three year staggered terms. The Conservation Commission, shall be appointed to the Committee. The Commission shall each nominate one person for appointment to the Town of its activities. The Committee shall make an annual report to the Town of its activities and include the amount of wood cut, the cost of cutting and the net proceeds from the sale of wood. The Forest Management Program shall be limited to the following tracts of Town owned land:

to determine who  
site.

ads to this  
access this  
ated within  
Map Parcels  
ed from  
surfaces

If any land  
construction,  
private dwelling  
be located

1. Camp Alexander to and within 2500 feet
2. All Town owned land adjacent to Old Lawrence Road.

of the closed portion of land from the Forest Management Program. The Town may, at subsequent Town meetings, add other Town owned tracts of land to or remove tracts of land from the Forest Management Program. The net proceeds of this program shall be returned to the Town.

37. To see if the Town will vote to authorize the Selectmen to cut and sell wood from town owned land in accordance with the Town's Forest Management Program. The net proceeds of this program shall be returned to the Town.
38. To see if the Town will vote pursuant to R.S.A. 31-110 to establish a Town Forest, to be known as the Arthur H. Peabody Memorial Forest, consisting of all Town owned land adjacent to or within 2500 feet of the closed portion of Old Lawrence Road, excepting 15 acres of land which may be used for recreational purposes. In accordance with R.S.A. 31:112, the Arthur H. Peabody Forest shall be managed by the Forestry Committee for the purposes described in R.S.A. 31:111.

CAPITAL RESERVE FUND

Motion to pass over as zero amount appropriated.

1980

ARTICLE 35 (By Petition) (Conduct survey to identify mosquito breeding sites.) Joe Fournier recommended passage of this article. He explained that the goal would be to try to eliminate breeding conditions for mosquitos. A commission would be established to study conditions etc. Hal Lynde spoke against the motion. He felt we may not cure the problem but intensify it. Question called. Vote on the article--failed.

ARTICLE 36 (Forest Committee)

Moved and seconded. Hal Lynde explained in depth the basic three articles that the town had investigated when trying to develop a better management program for the town woodlands, and to use the timber cut from the land to be sold for firewood for the residents. It was necessary to: 1) establish a commission for the purpose of supervising woodcutting on town land. 2) Authorize the town to cut and sell wood. 3) Establish a town forest and to be designated as the Arthur H. Peabody Memorial Forest. Mr. Koerner then made the following amendment. That at the end of the article the following words be added. "The findings of the committee, rules and regulations, must be presented at a public hearing before action can be taken." Vote on the amendment passed in the affirmative. Vote on the article passed as amended.

ARTICLE 37 (Authorize Town to cut and sell wood)

Moved and seconded. Passed in the affirmative.

ARTICLE 38 (Establish Town Forest to be designated as the Arthur H. Peabody Memorial Forest) Moved and seconded. Passed in the affirmative.

ARTICLE 39 (By Petition) (Disapproved by the Budget Committee)

Move to pass over. Seconded. Passed.

ARTICLE 40 (By Petition)

Move to pass over. Seconded. Passed.

ARTICLE 41 (Authorize Withdrawal of Revenue Sharing Fund)

Moved and seconded. Passed in the affirmative.

ARTICLE 42 (Authorize Selectmen to apply for, accept and expend money from State, federal or another governmental unit)

Moved and seconded. Norman Lawrence asked if this applied to trust funds left to the town during the year? Mr. Currier replied that this does not apply to this article. Article passed in the affirmative.

ARTICLE 43 (Authorize Board of Selectmen to apply for, negotiate for State or Federal Funds)

Moved and seconded. Passed in the affirmative.

This completed the budgetary figures under Article 9 and the figure of \$1,290,441.64 was moved as the total budget figure for the year of 1980. Seconded. Mr. Lynde then made a motion to amend the total figure by an increase of \$3000. Seconded. The reason was to increase the figure to the dog officer appropriation. The moderator replied this was for reconsideration. The figure of \$1,290,441.64 was submitted as the final budget figure. Motion carried. Mr. Lynde

## EDMUND GLEASON

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**From:** Deborah & Stephen Waters [birches2@comcast.net]  
**Sent:** Tuesday, November 17, 2009 10:36 AM  
**To:** 'EDMUND GLEASON'  
**Subject:** RE: Deposit of Forestry Funds

Ed, In response to your questions...

The records I have seen do not show any proceeds from Raymond Park going into the Forestry Committee's fund.

The 1400 acres referred to in the warrant article is taken from a 1983 report by NRPC that itemized all of Pelham's town owned land. The 1400 acres is the amount NRPC recommended be set aside for conservation purposes and included Camp Alexander (now PVMP), Scout Lots (Raymond Park), Peabody and Muldoon.

From the records I have seen, proceeds from harvesting since the enactment of the warrant article have gone into the Forestry Committee's Trust account with the exception of proceeds from Raymond Park.

RSA 31:113 authorizes the Forestry Committee to collect and disperse funds for forestry activities. See also Article 44 of 1994, for example.

I hope this helps. I have asked the other committee members to let me know if they have any further information. Will pass it along.

Deb

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**From:** EDMUND GLEASON [mailto:[ednmaryg@myfairpoint.net](mailto:ednmaryg@myfairpoint.net)]  
**Sent:** Monday, November 16, 2009 3:45 PM  
**To:** Deb Waters  
**Subject:** Deposit of Forestry Funds

Deb:

Mary and I have been doing an extensive review of the Trusts and a couple of items have arisen which we need help on.

1. Is the Elmer G. Raymond Memorial Park officially included under the Town Forests.  
We ask this because the original Capital Reserve Fund for that park specifically states the proceeds from the sale of gravel, timber and hardwood are to be placed in that fund.  
We don't know when the last harvest was or whether the proceeds were put there or in the Forest Management Fund. It looks as if any proceeds from current or future harvesting should go specifically to that CRF. The current balance is only \$11,507, so it looks like they haven't been.
2. Our records indicate the Forest Management Plan was enacted by Warrant 33 of 1992, funded with \$9,234 and spoke of 1400 acres, but our records are silent on the particulars, especially what areas are involved, how proceeds would be deposited and dispensed. The current balance is \$178,648, so it would seem all harvesting occurring since its enactment have been deposited in that account.  
The real question is; do you have any records or direction on whether an expendable trust fund/CRF was formally established to authorize the receipt and disposition of funds accumulated under the plan?  
Right now we can see no vehicle which was approved by the voters to do this.

Please let me know if you can provide any help.

Ed

## EDMUND GLEASON

---

**From:** EDMUND GLEASON [ednmaryg@myfairpoint.net]  
**Sent:** Monday, November 16, 2009 3:45 PM  
**To:** Deb Waters (birches2@comcast.net)  
**Subject:** Deposit of Forestry Funds

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We ask this because the original Capital Reserve Fund for that park specifically states the proceeds from the sale of gravel, timber and hardwood are to be placed in that fund.  
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The real question is; do you have any records or direction on whether an expendable trust fund/CRF was formally established to authorize the receipt and disposition of funds accumulated under the plan?  
Right now we can see no vehicle which was approved by the voters to do this.

Please let me know if you can provide any help.

Ed

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Information from ESET NOD32 Antivirus, version of virus signature database 4613 (20091116)

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The message was checked by ESET NOD32 Antivirus.

<http://www.eset.com>

# **TITLE III**

## **TOWNS, CITIES, VILLAGE DISTRICTS, AND UNINCORPORATED PLACES**

### **CHAPTER 31**

#### **POWERS AND DUTIES OF TOWNS**

##### **Town and City Forests**

###### **Section 31:113**

**31:113 Appropriations Authorized.** – For the purposes of establishing or maintaining a city or town forest, a city or town may raise and appropriate such funds as it deems necessary. The proceeds from said forest shall be placed in a special forest maintenance fund and shall be allowed to accumulate from year to year, unless otherwise voted by the legislative body of such city or town.

**Source.** 1975, 254:1, eff. Aug. 5, 1975.

Seconded. Adopted.

1992

ARTICLE 44 (APPROPRIATE FUNDS TO IDENTIFY TOWN PROCEDURES TO BE AUTOMATED) (RECOMMENDED BY THE BUDGET COMMITTEE)

Moved and seconded. Bill McDevitt explained the need for this item. Article was adopted. \$ 1,500.00

ARTICLE 29 (PROVIDE SOFTWARE & HARDWARE TO AUTOMATE THE TOWN CLERK/TAX COLLECTOR'S OFFICE) (RECOMMENDED BY THE BUDGET COMMITTEE) Moved and seconded. Bill McDevitt amended the figure to \$16,800.00. Seconded. Cheryl Rossi, Town Clerk & Tax Collector, stated the advantages to this expenditure. Article as amended was adopted. \$ 16,800.00

John Lavallee moved to restrict reconsideration on the following articles: 21,22,23,24,25,26,27,28,29 and 40. Seconded. Adopted. The above articles are subject to reconsideration.

ARTICLE 30 (APPROPRIATE FUNDS TOWARDS COMPENSATED ABSENCE FUND) (\$151,081.56 RECOMMENDED BY THE BUDGET COMMITTEE) Tom Kirby amended the figure to \$10,000.00. Seconded. He urged support of the amount that is needed at this year. Bill McDevitt felt the amount should be \$61,000.00 to bring us up-to-date, then 1 1/2% of compensation each year. Much discussion followed. Vote on the amendment passed by a showing of hands. Vote on the article as amended passed in the affirmative. Article was adopted. \$ 10,000.00

ARTICLE 31 (FUND COLLECTIVE BARGAINING AGREEMENT FOR AFSCME LOCAL 1801 POLICE UNION) (NOT RECOMMENDED BY THE BUDGET COMMITTEE) Moved and seconded. Paul Scott reminded the voters of the cost to renegotiate if this article was not adopted. Bill McDevitt stated that this represents a 2.79% increase till the end of the year. He urged support of this article. Vote on the article in doubt. Hand count results: Yes 101 -- No 81 Article adopted. \$ 9,797.00

ARTICLE 32 (FUND COLLECTIVE BARGAINING AGREEMENT FOR AFSCME LOCAL #1801 SUPPORT STAFF UNION) (NOT RECOMMENDED BY THE BUDGET COMMITTEE) Moved and seconded. Bill McDevitt explained that this represents a 2.7% increase till December 1992 and a 3.41% increase till March 31, 1993. He urged support of this article. Hand count requested. Yes 106 -- No 60 Article was adopted. \$ 9,477.00

William Putnam moved for reconsideration on Article 31. Vote on reconsideration was defeated.

Tom Kirby moved to restrict reconsideration on Article 31 and Article 32. Seconded. Passed in the affirmative. Articles 31 and 32 are subject to restricted reconsideration.

ARTICLE 33 (MULTIPLE USE MANAGEMENT OF PELHAM PUBLIC LANDS FOREST RESOURCES) (NOT RECOMMENDED BY THE BUDGET COMMITTEE) Moved and seconded. Tom Kirby, Chairman of the Forestry Committee explained the forest management plan that the Committee plans to undertake to manage the 1400 acres of forest land in Pelham. Many speakers spoke in favor of this article. Article was adopted. \$ 9,234.00

Meeting was adjourned at 11:05 P.M.

**ARTICLE 28** To see if the Town will vote to raise and appropriate the sum of \$18,901.00 (Eighteen Thousand Nine Hundred and One Dollars) to purchase one (1) 1992 Ford 55A Crown Victoria (Dollars) to be funded from surplus. NO PORTION OF SAID AMOUNT Police Patrol Vehicle, to include the cost of blue lights, siren, SHALL BE RAISED BY LOCAL TAXES. (RECOMMENDED BY THE BOARD OF and installation. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 29** To see if the Town will vote to raise and appropriate the sum of \$12,870.00 (Twelve Thousand Eight Hundred Fifty Seven Dollars) to provide software and hardware to automate the Town Clerk/Tax Collector office. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 30** To see if the Town will vote to raise and appropriate the sum of \$10,000.00 (Ten Thousand Dollars) towards Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of a passenger bus for the Senior Citizens and to raise accrued earned time and compensatory time to terminating employees. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 31** To see if the Town will vote to approve cost items in the amount of \$13,019.00 (Thirteen Thousand Nineteen Dollars) for increases in salaries and benefits attributable to the Compensated Absence Fund for the purpose of disbursing accrued earned time and compensatory time to terminating employees. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 32** To see if the Town will vote to approve cost items in the amount of \$12,636.00 (Twelve Thousand Six Hundred Thirty Six Dollars) for increases in salaries and benefits attributable to a one year collective bargaining agreement between the Town of Pelham Board of Selectmen and AFSCME Local #1801 Support Staff Union for the period of April 1, 1992 through March 31, 1993 and to raise and appropriate the amount of \$9,477.00 (Nine Thousand Four Hundred Seventy Seven Dollars) to fund the collective bargaining agreement from April 1, 1992 through December 31, 1992. (RECOMMENDED BY THE BOARD OF SELECTMEN) (NOT RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 33** To see if the Town will vote to raise and appropriate the sum of \$9,234.00 (Nine Thousand Two Hundred Thirty Four Dollars) for the multiple use management of the Pelham Public Lands Forest resources. This to include boundary determination, development of a Forest Management Plan, and Forest management practices. (RECOMMENDED BY THE BOARD OF SELECTMEN) (NOT RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 34** To see if the Town will vote to raise and appropriate an operating transfer to the existing Capitol Reserve

**ARTICLE 28** To see if the Town will vote to raise and appropriate the sum of \$8,000.00 (Eight Thousand and One Dollars) to be funded from surplus. NO PORTION OF SAID AMOUNT Police Patrol Vehicle, to include the cost of blue lights, siren, SHALL BE RAISED BY LOCAL TAXES. (RECOMMENDED BY THE BOARD OF and installation. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 35** To see if the Town will vote to raise and appropriate the sum of \$6,355.70 (Six Thousand Three Hundred Fifty Five Dollars and Seventy Cents) to be paid to Southern New Hampshire Water Company for hydrant fees. (RECOMMENDED BY THE BOARD OF SELECTMEN) (\$6,000.00 RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 36** To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of a passenger bus for the Senior Citizens and to raise and appropriate the sum of \$5,431.00 (Five Thousand Four Hundred Thirty One Dollars) to fund the Town's share of the membership assessment of the Nashua Regional Planning Commission. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 37** To see if the Town will vote to raise and appropriate the sum of \$5,000.00 (Five Thousand Dollars) to purchase a used pick-up truck for the Parks and Recreation Department. (RECOMMENDED BY THE BOARD OF SELECTMEN) (NOT RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 38** To see if the Town will vote to raise and appropriate the sum of \$4,500.00 (Four Thousand Dollars) from the interest generated by the Elmer G. Raymond Memorial Trust Fund for the purpose of operation and maintenance of the park. (NO PORTION OF SAID AMOUNT SHALL BE RAISED BY LOCAL TAXES.) This is the same amount that was approved by the 1986-1991 Town Meetings. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 39** To see if the Town will vote to expend \$4,500.00 (Four Thousand Five Hundred Dollars) from the interest generated by the Elmer G. Raymond Memorial Trust Fund for the purpose of operation and maintenance of the park. (NO PORTION OF SAID AMOUNT SHALL BE RAISED BY LOCAL TAXES.) This is the same amount that was approved by the 1986-1991 Town Meetings. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 40** To see if the Town will vote to raise and appropriate the sum of \$4,142.00 (Four Thousand One Hundred Forty Two Dollars) to buy out the lease of the office trailer situated at the Pelham Police Station. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 41** To see if the Town will vote to raise and appropriate the sum of \$3,757.00 (Three Thousand Seven Hundred and Fifty Seven Dollars) for rental of the Police Station Office Trailer. (RECOMMENDED BY THE BOARD OF SELECTMEN) (NOT RECOMMENDED BY THE BUDGET COMMITTEE)

**ARTICLE 34** To see if the Town will vote to raise and appropriate an operating transfer to the existing Capitol Reserve

1998

ARTICLE 34 To see if the Town will vote to raise and appropriate the sum of \$13,000.00 (Thirteen Thousand Dollars) for the purchase of Pelham Forestry Lands and to authorize the withdrawal of this amount from the Pelham Forestry Maintenance Fund established for this purpose pursuant to RSA 31:113 to acquire land known as Map and Lot 007-007 which includes approximately 9.75 acres adjacent to the Arthur B. Peabody Town Forest and map and lot 007-006 of approximately 7 acres and offered by the current landowners. This will be a non-lapsing account per RSA 32:3,VI and will not lapse for three years. (NO PORTION OF SAID AMOUNT SHALL BE RAISED BY LOCAL TAXES) (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE) Moved and seconded. Article 34 is adopted.

ARTICLE 35 To see if the Town will vote to raise and appropriate the sum of \$1,000.00 (One Thousand Dollars) for Pelham Forestry and to authorize the withdrawal of this amount from the Pelham Forest Maintenance Fund established for this purpose pursuant to RSA 31:113 to continue the Multiple Use Forest Management & Education Program for all of Pelham's forests and as first undertaken under article 33 voted at the 1992 Town Meeting. This will be a non-lapsing account per RSA 32:3,VI and will not lapse for three years. (NO PORTION OF SAID AMOUNT SHALL BE RAISED BY LOCAL TAXES) (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE) Moved and seconded. Article 35 is adopted.

ARTICLE 36 To see if the Town will vote to raise and appropriate the sum of \$3,500.00 (Three Thousand Five Hundred Dollars) to support the Pelham 250th Spirit Group to put on a 1998 Community Fourth of July Celebration. Balance of funds needed to be raised by other community fundraising. (BY PETITION) (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE) Moved and seconded. Article 36 is adopted.

Motion to restrict reconsideration on Articles 28-36. Articles 28-36 are subject to restricted reconsideration.

ARTICLE 37 To see if the Town will vote to require all elected and appointed officials to wear microphones at any; public meeting when available as defined in RSA 91-A:1-a (Definition of Public Proceedings for the purpose of broadcasting and taping clear quality audio. Clear quality audio being necessary for both the keeping of official minutes of said public meetings and the exercise of the right of any person to be permitted to use recording equipment in accordance with RSA 91-A:2 (Meetings Open to Public). The recording of the above mentioned meetings by the local public access cable television network to be considered an exercise of the right of that network to properly record said

the withdrawal of \$3,000.00 (Three Thousand Dollars) from the Pelham Veterans' Memorial Park Maintenance Trust fund. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 46 To see if the Town will accept the provisions of RSA 4:4-c, providing that any Town at an annual meeting may adopt an article authorizing indefinitely, until specific revision or rescission, 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. A public hearing will be held prior to expending any such funds. (RECOMMENDED BY THE BOARD OF SELECTMEN)

ARTICLE 47 To see if the Town will vote to authorize the Board of Selectmen to sell to Robert Peterson a parcel of land known as Map 4 Lot 75 for a sum of \$30,000.00 which was previously agreed through a 1996 purchase and sales agreement. Said lot was approved for sale through a 1987 warrant article which has lapsed. This article conforms to RSA 80:42. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 48 To see if the Town will vote to authorize the Selectmen to sell property located at M&L 002-049 to Anne Hince in the amount of \$1.00 plus all legal fees for such transfer. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 49 To see if the Town will vote to raise and appropriate the sum of \$35,000.00 (Thirty Five Thousand Dollars) for the reclamation and reforestation of the portion of Elmer C. Raymond Memorial Park previously mined for gravel; and to authorize up to \$30,000.00 (Thirty Thousand Dollars) to be withdrawn from either the Pelham Forestry Maintenance Fund or any trust funds or certificates of deposit which have been previously set aside for the original project;

the balance of \$5,000.00 (Five Thousand) to come from general taxation; FORESTRY MAINTENANCE TRUST

this will be a non-lapsing account per RSA 32:7 and will not lapse until the project is complete or in three years, whichever is less. (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 50 To see if the Town will vote to raise and appropriate the sum of \$39,216.00 for health and welfare support services for Pelham residents. These funds are for services provided by:

|                                   |             |
|-----------------------------------|-------------|
| City of Nashua Mediation Services | \$500.00    |
| Home Health and Hospice Care      | \$20,000.00 |
| Gateway Family Health Center      | \$750.00    |
| St. Joseph's Community Services   | \$1,560.00  |
| Center for Life Management        | \$11,406.00 |
| Greater Salem Caregivers          | \$4,000.00  |

Rape and Assault Support Service  
(RECOMMENDED BY THE BOARD OF SELECTMEN)  
COMMITTEE)

ARTICLE 51 To see if the Town will the sum of \$900.00 (Nine Hundred Dollars) to authorize the withdrawal of this amount from the Pelham Forestry Maintenance Fund for the purpose pursuant to RSA 31:113; to conduct a Management & Education Program for all first undertaken under article 33 voted on this will be a non-lapsing account which will not lapse for three years. (NO PORTION OF THIS WILL BE LOCAL TAXES) (RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 52 To see if the Town will vote to establish a Town Forest, TM Lot #9-1, J. Kirby Town Forest. In accordance with RSA 31:113, Kirby Town Forest shall be managed for the purposes described in RSA 31:113, approximately thirty acres of Town property in Woodlawn Circle. (RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 53 To see if the Town will vote to establish the Pelham 250th Anniversary Fund, an endowment fund established under RSA 31:19a, said endowment fund to be used for Pelham 250th Anniversary Fund, interest to date of withdrawal, are to be used for Pelham general fund. (RECOMMENDED BY THE BUDGET COMMITTEE)

1996 TOWN  
REPORT

) (Three Thousand Dollars) from the Maintenance Trust fund. (RECOMMENDED BY THE BUDGET COMMITTEE)

own will accept the provisions of 207-  
own at an annual meeting may adopt  
nately, until specific revision of  
ry trustees to apply for, accept and  
ion by the Town Meeting, unanticipated  
or other governmental unit or a private  
ble during the fiscal year. A public  
ior to expending any such funds.  
F SELECTMEN)

Town will vote to authorize the Board  
ert Peterson a parcel of land known as  
\$30,000.00 which was previously agreed  
sales agreement. Said lot was approved  
rrant article which has lapsed. This  
30:42. (RECOMMENDED BY THE BOARD OF  
HE BUDGET COMMITTEE)

the Town will vote to authorize the  
located at M&L 002-049 to Anne Hince  
all legal fees for such transfer  
F SELECTMEN) (RECOMMENDED BY THE BUDGET

the Town will vote to raise \$30,000.00 (Thirty Five Thousand Dollars)  
forestation of the portion of Elmer G.  
iously mined for gravel;  
\$30,000.00 (Thirty Thousand Dollars) in  
he Pelham Forestry Maintenance Fund  
ficates of deposit which have been  
he original project;  
00 (Five Thousand) to come from general

psing account per RSA 32:7 and will not  
complete or in three years, whichever is  
BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET

if the Town will vote to raise  
\$216.00 for health and welfare support  
dents. These funds are for service

|               |             |
|---------------|-------------|
| tion Services | \$500.00    |
| ce Care       | \$20,000.00 |
| n Center      | \$750.00    |
| cy Services   | \$1,560.00  |
| gement        | \$11,406.00 |
| vers          | \$4,000.00  |

Rape and Assault Support Services Inc. \$1,000.00  
(RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED BY THE BUDGET  
COMMITTEE)

ARTICLE 51 To see if the Town will vote to raise and appropriate  
the sum of \$900.00 (Nine Hundred Dollars) for Pelham forestry and  
to authorize the withdrawal of this amount from the interest earned  
from the Pelham Forestry Maintenance Fund established for this  
purpose pursuant to RSA 31:113; to continue the Multiple Use Forest  
Management & Education Program for all of Pelham's forest land as  
first undertaken under article 33 voted at the 1992 Town Meeting.  
This will be a non-lapsing account per RSA 32:3,VI and will not  
lapse for three years. (NO PORTION OF SAID AMOUNT SHALL BE RAISED  
BY LOCAL TAXES) (RECOMMENDED BY THE BOARD OF SELECTMEN) (RECOMMENDED  
BY THE BUDGET COMMITTEE)

ARTICLE 52 To see if the Town will vote pursuant to RSA 31:110  
to establish a Town Forest, TM Lot #9-65, to be known as the Thomas  
J. Kirby Town Forest. In accordance with RSA 31:112, the Thomas J.  
Kirby Town Forest shall be managed by the Forestry Committee for  
the purposes described in RSA 31:111. This parcel consists of  
approximately thirty acres of Town property which is located off  
Woodlawn Circle. (RECOMMENDED BY THE BOARD OF SELECTMEN)

ARTICLE 53 To see if the Town will vote to discontinue the  
Pelham 250th Anniversary Fund, an expendable general trust fund  
established under RSA 31:19a, said fund having been created under  
Article 33 at the 1994 Town Meeting. Said funds, with accumulated  
interest to date of withdrawal, are to be transferred to the Town  
of Pelham general fund. (RECOMMENDED BY THE BOARD OF SELECTMEN)

1996 TOWN REPORT

7  
where is this one

ARTICLE 43 To see if the Town will vote to expend \$4,500.00 (Four Thousand Five Hundred Dollars) from the interest generated by operation and maintenance of the park. (NO PORTION OF SAID AMOUNT SHALL BE RAISED BY LOCAL TAXES.) This was the same amount that was approved yearly since the 1986 Town Meeting. (RECOMMENDED BY THE BOARD OF SELECTMEN)(RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 44 To see if the Town will vote to raise and appropriate the sum of \$12,368.00 (Twelve Thousand Three Hundred Sixty Eight Dollars) for Pelham forestry and to authorize the withdrawal of this amount from the Pelham Forest Maintenance Fund established for this purpose pursuant to RSA 31:113; to continue the Multiple Use Forest Management Program for all of Pelham's forest land as first undertaken under article 33 voted at the 1992 town meeting. This will be a non-lapsing account per RSA 32:3,VI and will not lapse for three years. (NO PORTION OF SAID AMOUNT TO BE RAISED BY LOCAL TAXES)(RECOMMENDED BY THE BOARD OF SELECTMEN)(RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 45 To see if the town will vote to add the approximately 9.43 acres of parcel 1992 Tax map - 7, Lot - 9 and the approximately 8.0 acres of parcel 1992 Tax Map - 7, Lot - 12 and to return the approximately 31 acre parcel 1992 Tax map - 7, Lot - 13 as provided by RSA 31:110 to the Arthur H. Peabody Memorial Town Forest on Old Lawrence Road established at the 1980 Town meeting. (RECOMMENDED BY THE BOARD OF SELECTMEN)

ARTICLE 46 To see if the Town will vote to raise and appropriate the sum of \$15,000.00 (Fifteen Thousand Dollars) to be added to The Pelham 250th Anniversary Fund, an expendable general trust fund under RSA 31:19-a, said Fund having been created under Article 33 at the 1994 Town Meeting; the Selectmen to coordinate and cooperate with The Pelham 250th Anniversary Committee, Inc. in expending said Fund; or to take any other action relative thereto. This article and the funds herein appropriated are specifically designated as nonlapsing and shall be encumbered for three (3) years after the end of this fiscal year, in accordance with RSA 32:7,VI. (RECOMMENDED BY THE BOARD OF SELECTMEN)(NOT RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 47 To see if the Town will vote to raise and appropriate the sum of \$17,550.00 (Seventeen Thousand Five Hundred and Fifty Dollars) for the purchase of Self Contained Breathing Apparatus for the use by members of the Fire Department , the second year of a three year purchase plan. This will be a non-lapsing account per RSA 32:7, and will not lapse until the project is completed or in two (2) years, whichever is less. (RECOMMENDED BY THE BOARD OF SELECTMEN)(RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 48 To see if the appropriate an operating transfer Reserve Fund, from surplus, the sum of \$1,500.00 (One Thousand Five Hundred Dollars) and authorize the use/transfer of the fund balance for this purpose. (RECOMMENDED BY THE BOARD OF SELECTMEN)(RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 49 To see if the appropriate the sum of \$14,600.00 (Fourteen Thousand Six Hundred Dollars) to be paid to Consumer Fire Hydrant fees. (RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 50 To see if the appropriate the sum of \$3,500.00 (Three Thousand Five Hundred Dollars) for the fourth year of support a Hazardous Materials Management Program. (RECOMMENDED BY THE BOARD OF SELECTMEN)(RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 51 To see if the appropriate the sum of \$21,594.00 (Twenty One Thousand Five Hundred Ninety Four Dollars) to purchase a Police Interceptor Patrol Vehicle, including the cost of the vehicle, equipment and lettering. (RECOMMENDED BY THE BOARD OF SELECTMEN)(RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 52 To see if the appropriate the sum of \$17,500.00 (Seventeen Thousand Five Hundred Dollars) to fund the Pelham Police Department. This will be a non-lapsing account until the project is completed or in two (2) years, whichever is less. (RECOMMENDED BY THE BOARD OF SELECTMEN)(RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 53 To see if the appropriate the sum of \$8,316.00 (Eight Thousand Three Hundred Sixteen Dollars and Forty Four Cents) for the purchase of eight (8) channel Digital Voice recording and playback tapes. (RECOMMENDED BY THE BOARD OF SELECTMEN)(RECOMMENDED BY THE BUDGET COMMITTEE)

ARTICLE 54 To see if the appropriate the sum of \$3,000.00 (Three Thousand Dollars) for the purpose of relocating the Police Department. This will include a leased telephone line.