

TOWN OF PELHAM
THE STATE OF NEW HAMPSHIRE

WARRANT
2006 TOWN MEETING



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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 Pelham Elementary School on Tuesday, February 7, 2006 at 7 P.M. This session shall consist of explanation, discussion, and debate of warrant articles numbered 8 through 37. Warrant articles may be amended subject to the following limitations: (a) warrant articles whose wording 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 in Pelham, on March 14, 2006 between the hours of 7 a.m. and 8 p.m. to vote by official ballot to choose all necessary town officials for the ensuing year and to vote on warrant articles numbered 1 through number 37.

ARTICLE 1:

To see what action the Town will take in the election of the following officers: One (1) Selectman 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; two (2) Budget Committee Members for a term of one (1) year; two (2) Cemetery Trustees for a term of three (3) years; One (1) Trustee of Trust Funds for a term of three (3) years; one (1) Trustee of Trust Funds for a term of two (2) years; one (1) Trustee of Trust Funds for a term of one (1) year; one (1) Library Trustee for a term of three (3) years and one (1) Supervisor of the Checklist for a term of six (6) years.

ARTICLE 2:

Are you in favor of the adoption of Amendment No. 1 as proposed by the Planning Board for the Town of Pelham Zoning Ordinance as follows:

Amend Article II, Section 307-6 Definitions to add a definition for impact fees to properly explain what impact fees are and how they are created? (Recommended by Planning Board)

ARTICLE 3:

Are you in favor of the adoption of Amendment No.2 as proposed by the Planning Board for the Town of Pelham Zoning Ordinance as follows:

Amend Article V, Section 307-18, Table 2 to provide site plan review oversight for new electric power producing technologies which shall be a permitted use in all zoning districts? These technologies are now becoming available to homeowners and small businesses. (Recommended by the Planning Board).

ARTICLE 4:

Are you in favor of the adoption of Amendment No. 3 as proposed by the Planning Board for the Town of Pelham Zoning Ordinance as follows:

Amend Article IX, Section 307-53-4 D, Senior and Elderly Housing, to correct a conflict that currently directs applicants to provide plans based on two separate sets of regulations? (Recommended by the Planning Board).

ARTICLE 5:

Are you in favor of the adoption of Amendment No. 4 as proposed by the Planning Board for the Town of Pelham Zoning Ordinance as follows:

Amend Article XI, Section 307-68 and 307-69 I to make the Sign Ordinance more clear by requiring information about the sign as part of the permitting process and to clarify who approves sign permits? (Recommended by the Planning Board).

ARTICLE 6:

Are you in favor of the adoption of Amendment No. 5 as proposed by the Planning Board for the Town of Pelham Zoning Ordinance as follows:

Amend Article XII, Section 307-76 II to allow a small sign for lawful home occupations and to provide for a uniform standard for those signs so they are appropriate for residential neighborhoods? (Recommended by the Planning Board).

ARTICLE 7:

Are you in favor of the adoption of Amendment No. 6 as proposed by the Planning Board for the Town of Pelham Zoning Ordinance as follows:

Amend the provisions of the Impact Fee Ordinance by deleting sections 1000.01 thru 1008, in their entirety and replacing these provisions with a new ordinance title, and sections A-N, which contain general revisions to the ordinance to bring it into conformity with changes in the law, and to clarify various administrative provisions? (Recommended by the Planning Board).

ARTICLE 8:

Shall the Town vote to raise and appropriate the sum of \$6,653,200 (gross budget) for the following necessary capital improvements: Fire Sub Station (\$2,500,000); Municipal Building Expansion/Sherburne Hall (\$811,000); Highway Department Garage (\$655,000); Parks and Recreation Facility including Lifeguard and Restroom Facilities at Veteran's Park (\$1,500,000); Roadway Improvements (\$1,000,000); and, Construction Management Services (\$187,200)? This Article shall authorize the issuance of not more than \$6,653,200 of bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA 33), and to authorize the Board of Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon and to additionally raise and appropriate the sum of \$70,000 for the first year's interest and associated costs. (Recommended by Selectmen) (Not Recommended by Budget Committee) (3/5 Ballot Vote Required)

ARTICLE 9:

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 \$9,382,281? Should this article be defeated, the default budget shall be \$9,012,352 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. (\$9,382,281 approved by Budget Committee)

Dept	2006 BOS Recommend	BudCom Recommend
Assessor	\$91,157	\$91,157
Board of Adjustment	\$3,466	\$3,466
Budget Committee	\$2,520	\$2,520
Cable Department	\$62,048	\$60,467
Cemetery	\$120,913	\$119,113
Conservation Committee	\$12,670	\$7,670
Debt Service Interest	\$302,240	\$302,240
Debt Service Principal	\$433,294	\$433,294
Elections	\$21,459	\$21,459
Emergency Management	\$952	\$952
Fire Department	\$1,256,278	\$1,256,278
Health Officer	\$4,250	\$4,250
Health Services	\$44,965	\$44,965
Highway Maintenance	\$841,310	\$840,310
Human Services	\$45,875	\$40,025
Insurance	\$1,231,706	\$1,231,706
Legal	\$90,000	\$85,000
Library	\$227,330	\$225,223
Parks & Recreation	\$364,406	\$364,406
Planning Board	\$14,981	\$15,768
Planning Dept	\$214,419	\$208,849
Police Department	\$2,089,038	\$2,089,038
Retirement	\$415,878	\$415,878
Selectmen Expenses	\$358,193	\$323,193
Senior Center	\$65,924	\$65,924
Tax Collector	\$85,469	\$85,469
Town Buildings	\$387,188	\$384,588
Town Celebrations	\$8,500	\$8,500
Town Clerk	\$94,469	\$94,469
Transfer	\$548,639	\$548,639
Treasurer	\$7,500	\$7,415
Trust Funds	<u>\$50</u>	<u>\$50</u>
	\$9,447,087	\$9,382,281

ARTICLE 10:

Pursuant to RSA Chapter 32:14 V, are you in favor of rescinding adoption of the Municipal Budget Act and eliminating the Budget Committee. (Submitted by Petition)

ARTICLE 11:

Shall the Town vote to raise and appropriate the sum of \$125,000 to be placed in the compensated absence fund for the purpose of disbursing accrued earned time (annual vacation and sick leave) to terminating employees as required by law and/or negotiated contracts? The balance of the fund is currently \$11,873.28. The total current liability is approximately \$636,979.36. (Recommended by Selectmen) (Recommended by Budget Committee)

ARTICLE 12:

Shall the Town vote to raise and appropriate the sum of \$136,118 to place all employees not already covered by Social Security, Medicare, and NH Retirement into those programs? (Recommended by Selectmen) (Recommended by Budget Committee)

ARTICLE 13:

Shall the Town vote to establish as Town Forests pursuant to RSA 31:110-113, the following parcels:

Tax Map 26 & 27, Lot 2-79 ("Hinds Lane Conservation Area")

Tax Map 25, Lot 12-38 (Calitri Family Conservation Area)

Tax Map 30 & 36, Lot 11-254 (Little Island Pond Conservation Area)

Tax Map 10, Lot 10-1 (Costa Family Conservation Area)

Tax Map 33, Lot 1-159 (Frederic Cutter Merriam Conservation Area) ?

(Recommended by Conservation Commission) (No Tax Impact)

ARTICLE 14:

Shall the Town vote to accept the following roads as class V town roads: Slavin Drive (Lot 1-137-6 to lot 1-137-4); Appleleaf Drive; Cara Lane; Carlisle Lane; Gala Court; Garland Drive (lot 10-110 to lot 10-361-10); Heather Lee Lane; Longview Drive (lot 4-140-16 to lot 4-140-23); Natures Way; Stonepost Road; and Trailside Drive? (Recommended by Planning Board)

ARTICLE 15:

Shall the Town vote to establish a Special Detail Revolving Fund (Police and Fire) pursuant to RSA 31:95-h (c) where only the fees collected to offset the direct labor costs associated with said detail is deposited into said fund? These funds would be held by the Treasurer and may only be expended on order by the Selectmen for the direct labor costs of special details. (Recommended by Selectmen) (Recommended by Budget Committee) (No Tax Impact)

ARTICLE 16:

To see if the Town will vote to establish a Special Recreation Revenue 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 year and shall not be considered to be part of the town's general fund. The town's treasurer shall have custody of all monies in the fund and shall pay out the same upon an affirmative vote of the Board of Selectmen and the order of the Recreation Director. These funds may be expended only for recreation purposes as stated in RSA 35-B and no expenditure shall be made in such a way as to require the expenditure of, or create liability upon, other town funds which have not been

appropriated to that purpose. (Submitted by Petition) (Recommended by Selectmen)
(Recommended by Budget Committee) (No Tax Impact)

ARTICLE 17:

Shall the Town vote to establish an Ambulance Replacement Revolving Fund pursuant to RSA 31:95-h where the first \$25,000 in ambulance service fees collected in each calendar year would be placed in said fund? These funds would be held by the Treasurer and may only be expended for the replacement or major refurbishment of an ambulance.
(Recommended by Selectmen) (Not Recommended by Budget Committee)

ARTICLE 18:

Shall the Town vote to raise and appropriate the sum of \$35,000 to complete the third year of the town wide computer technology plan? (Recommended by Selectmen) (Recommended by Budget Committee)

ARTICLE 19:

Shall the Town vote to approve cost items included in the three year Collective Bargaining Agreement ratified by the Board of Selectmen of the Town of Pelham and the Pelham Police, Fire and Supervisor's Association which calls for the following increases in salaries and related benefits and to further raise and appropriate the sum of \$55,234 to fund the first year of the Agreement?

<u>Year</u>	<u>Cost</u>	<u>Accumulated Cost</u>
2006	\$55,234	\$
2007	\$45,954	\$101,188
2008	\$55,953	\$157,141

(Recommended by Selectmen) (Recommended by the Budget Committee)

ARTICLE 20:

Shall the Town vote to raise and appropriate the sum of \$70,000 to refurbish engine 3, a 1985 Ford Tanker with a 1,500 gallon capacity? The tanker does not currently meet certification and these repairs should extend its useful life another ten years.
(Recommended by Selectmen) (Recommended by Budget Committee)

ARTICLE 21:

Shall the Town vote to raise and appropriate the sum of \$136,350 for the purpose of funding 4 new firefighter/EMT positions with the intent of having 4 personnel on each shift? This amount represents the full costs from July to December, 2006, after which the position, if approved, will be funded through the Fire Department operating budget. The addition of these positions will bring the Pelham Fire in compliance with national standards.
(Recommended by Selectmen) (Not Recommended by Budget Committee)

ARTICLE 22:

Shall the Town vote to raise and appropriate the sum of \$20,000 for Police, Fire and Emergency Management to participate in applying for grants whereby a portion of said grant must be placed as a matching amount by the Town of Pelham for unanticipated money from the State, Federal, governmental or non-governmental agency which becomes available?
(Recommended by Selectmen) (Recommended by Budget Committee)

ARTICLE 23:

Shall the Town vote to raise and appropriate the sum of \$25,638 to purchase one (1) new Ford Crown Victoria police cruiser with all equipment, lettering and transfers? In the event this Article fails, two police cruisers already in the operating budget will not be affected. (Recommended by Selectmen) (Recommended by Budget Committee)

ARTICLE 24:

Shall the Town vote to raise and appropriate the sum of \$45,032 to hire and equip one new Police Officer? This amount represents the costs from June to December, 2006 after which the position, if approved, will be funded through the Police operating budget. (Recommended by Selectmen) (Recommended by Budget Committee)

ARTICLE 25:

Shall the Town vote to raise and appropriate the sum of \$251,136 for repair, maintenance and upgrading of town roads, to be offset by the State Highway Grant for highway construction? This will be a non-lapsing account per RSA 32:7. (Recommended by Selectmen) (Recommended by Budget Committee) (No Tax Impact)

ARTICLE 26:

Shall the Town vote to raise and appropriate the sum of \$35,000 for placement in the Tallant Road and Willow Street Bridge Capital Reserve Fund? These Bridges are identified by the State of New Hampshire as being sub-standard and are eligible for 80% grant reimbursement. (Recommended by Selectmen) (Recommended by Budget Committee)

ARTICLE 27:

Shall the Town vote to establish a Pelham Public Television Capital Reserve Fund and to authorize the Selectmen as Agents to expend for the purpose of updating video equipment technology and re-establishing a television program production center and to further raise and appropriate the sum of \$75,000 to be placed in this Fund for this purpose? Said funding for this project will be offset by franchise fees received from Adelphia Communications and their successors which are funded by cable subscribers in Pelham. (Recommended by Selectmen) (Not Recommended by Budget Committee)

ARTICLE 28:

Shall the Town vote to appropriate the sum of \$75,000 for the purpose of purchasing a new passenger transportation bus for the Pelham Senior Center with funding by: raising \$35,000 from taxation and authorizing withdrawal of \$40,000 from the Senior Center Bus Capital Reserve Fund which is the fund's approximate balance? (Recommended by Selectmen) (Recommended by Budget Committee)

ARTICLE 29:

Shall the Town vote to raise and appropriate the sum of \$3,500 as a one year trial where Pelham contributes to the Greater Derry-Salem Regional Transit Initiative, a ten-town regional pilot program which will expand and coordinate transit service to provide rides for senior citizens, people with disabilities, and the general public? (Recommended by Selectmen) (Not Recommended by Budget Committee)

ARTICLE 30:

Shall the Town vote to raise and appropriate the sum of \$152,230 for the Cemetery Department for the purpose of constructing garage space for equipment along with space for

a small office, bathroom and meeting room? This will be a non-lapsing account per RSA 32:7 and will not lapse until the project is complete, or in two years, whichever is less.
(Recommended by Cemetery Trustees) (Recommended by Budget Committee)

ARTICLE 31:

Shall the Town vote to create a Cemetery Lot Repurchasing Capital Reserve Fund and authorize the Cemetery Trustees as agents to expend and to raise and appropriate the sum of \$2,500 to be placed into this fund? (Recommended by Cemetery Trustees)
(Recommended by Budget Committee)

ARTICLE 32:

To see if the Town will vote to raise and appropriate the sum of \$16,655 to upgrade the Library's Children's Librarian position from part-time to a full-time position to respond to increasing demand for children's services in the Library. This amount represents the cost of a benefit package from April 1, 2006 through December 31, 2006, after which, if the package is approved, the benefits will be funded through the town's operating budget. The estimated cost for a full year of these benefits at 2006 rates is \$22,269. (Recommended by Library Trustees) (Not Recommended by Budget Committee)

ARTICLE 33:

Shall the Town vote to raise and appropriate the sum of \$30,000 to pay for the cost to clean up an illegal tire dump including oversight costs and the costs of disposing of tires and other unsuitable materials located in a portion of the J. Albert Lynch addition to the Elmer G. Raymond Park? (Recommended by Selectmen) (Recommended by Budget Committee)

ARTICLE 34:

Shall the Town vote to hear the reports of auditors, agents, and other committees heretofore chosen and pass any votes relating thereto? (Recommend by Selectmen)

ARTICLE 35:

Are you in favor of electing the Pelham Planning Board consisting of 7 members including one selectman as an ex officio member with the remaining board members to be filled at the next regular election? Two members to be elected for a one year term, two members for a two year term, and two members for a three year term, thereafter the term of planning board members shall be for three years. (Submitted by Petition)

ARTICLE 36:

Shall the Town vote to dedicate Tax Map 24, Lot 12-214, Town of Pelham owned land, as Town-owned conservation land to be managed by the Town of Pelham Conservation Commission under the provisions of RSA Chapter 36-A. Lot 12-214 is bordered on each side by two conservation areas, Tax Map 24, Lot 12-41 (Spring Street Conservation Area) and Tax Map 25, Lot 12-38 (Calitri Family Conservation Area). The dedication of Lot 12-214 as Town-owned conservation land will protect the wildlife corridor and recreational trail system that currently exist between the Spring Street Conservation Area and the Calitri Family Conservation Area. The dedication of Lot 12-214 as Town-owned conservation land will also be in keeping with the Pelham Master Plan and Natural Resources Inventory. This warrant will not prohibit road connectivity to facilitate public safety. (Submitted by Petition)

ARTICLE 37:

To see if the Town will vote to have all warrant articles on the ballot listed separately.
Thereby, allowing voters the opportunity to vote on each warrant article. (NO TAX IMPACT).
(Submitted by Petition)

Given under our hands this 24th day of January, 2006

Victor Danevich, Chairman

Harold Lynde, Vice Chairman

Jean-Guy Bergeron

Ed Gleason

Thomas Domenico

I, the undersigned Town Administrator for the Town of Pelham, do hereby certify that of the 30th day of January, 2006, I did post signed copies of the 2006 annual Town Meeting at the Pelham Town Hall on Village Green and at the Pelham High School on Marsh Road and at the Pelham Elementary School on Marsh Road of said Town.

Respectfully Submitted,

Thomas R. Gaydos, Town Administrator

Dorothy Marsden, Notary Public