



**2006 ANNUAL MEETING MINUTES  
JANUARY 20, 2006  
103 GOULD POND ROAD  
HILLSBORO, NH 03244**

**ARTICLE 1:**

To vote for the following District Offices:

One (1) Commissioner for a term of one (1) year;  
One (1) Commissioner for a term of three (3) years;  
One (1) Moderator for a term of (1) year;  
One (1) Clerk for a term of one (1) year;  
One (1) Treasurer for a term of one (1) year.

**Results:**

Commissioner for one (1) year term: Frederick A. Sanborn Jr. 63 Votes  
Commissioner for three (3) year term: Deborah Marshall Gilbert 67 Votes  
Moderator for one (1) year term: Paul Sylvia 31 Votes  
Clerk for one (1) year term: Nan McCarthy 96 Votes  
Treasurer for one (1) year term: Clare McCarthy 90 Votes

**Article 2:**

To see if the District will vote to raise and appropriate the sum of \$700,000.00 for capital improvements to the water system, which may include: water main installation and replacement; construction of a new water storage tank; permitting, engineering and construction of a new well; and to authorize the issuance of not more than \$700,000.00 of bonds in accordance with the Municipal Finance Act (NH RSA 33), and authorize the Commissioners to issue and negotiate such bonds or notes and determine the rate of interest thereon. (Requires a two-thirds ballot vote.) Recommended by the Commissioners.

Article 2 was motioned as read

There was motion on the floor for the meeting be in recess until the election results were in. Motion was seconded and voted on. Results: 52 In Favor 19 Opposed Motion Passed.

The election votes were announced.

There was a motion on the floor for the meeting to be recessed until Wednesday January 25, 2006 at 6:00 PM 103 Gould Pond Road Hillsboro, NH 02344 the motion was seconded and voted on Results: Unanimous Opposed. Meeting continued as scheduled.

**Results: 55 In Favor 6 Opposed Bond Passes**

## ARTICLE 3:

To see if the District will vote to raise and appropriate the following sums for the following purposes.  
Recommended by the Commissioners.

### **01-4130 Executive**

Payroll:

Commissioners 3,600

Secretary 25,000

Administration:

Supplies/Equip 3,000

Comm. Expense 600

Ordinances:

Ordinances 500

Codebook 500

33,200.00

### **Election 01-4140**

Payroll:

Clerk 500

Moderator 100

Supervisors 200

Election Exps:

Printing 300

Misc 50

1,150.00

### **Financial 01-4150**

Payroll:

Treasurer 1,500

Financial Admin.

Audit 2,800

Misc. Exp 200

4,500.00

### **Legal 01-4153**

Legal Expense 4,000

4,000

### **Personnel Ad. 01-4155**

Payroll Taxes:

Medicare 518

FICA 2,213

Unemployment 355

Medical 6,000

9,086.05

### **Gov. Bldgs. 01-4194**

Utilities 5,000

Bldg./Grnds 5,000

Payroll 2,500

12,500

### **Insurance 01-4199**

Insurance:

Prop./Liability 6,500

Workers Comp. 500

7,000

### **Other Gov. 01-4199**

Info Technology 3,500

Dam: Maint./Repair 500

4,000

### **Highways Admin 01-4311**

Admin.:

Road Signs 1,000

1,000

### **Highway 01-4312**

Road Maint:

Maint. 51,000

Dust Suppression 5,000

Culverts 4,000

Reconstruction:

Materials 15,000

Reconstruction 5,000

80,000

### **Bridges 01-4313**

Bridge Maint:

Maintenance 500

Misc. 100

600

### **Parks 01-4520**

Parks:

Maintenance 800  
Repairs 700  
Misc 100  
1,600

**Patriotic 01-4583**

Patriotic:  
Fireworks 2,000  
2,000

**Other P/R/C 01-4589**

Lake Protection:  
Lake Testing 700  
Lake Host Program 100  
800

**Tax Ant. 01-4723**

Tax Notes:  
Tan 500  
500

**Cap. Reserves 01-4915**

Roads 3,000  
Bridges 1,000  
Veh/Equipment 1,000  
5,000

**Total Article 3: 166,936**

There was a motion to amend article 3 to cut out 28,000 from article 3's budget by cutting secretary's pay from 25,000 to 10,000 and cutting out payroll of 2,500 from Gov buildings, cutting out secretary's insurance benefits 6,000, cutting info technology to from 3,500 to 1,000 and cutting out fireworks 2,000. Motion to amend was put to vote.

**Article 3 Amended results: 17 In Favor 27 Opposed Article 3 Amendment Fails**

**Article 3 was put to vote: 23 In Favor 20 Opposed Article 3 Passes**

**There was a motion put on the floor to restrict consideration of Article 3 Results: Unanimous**

## **ARTICLE 4:**

To see if the District will vote to appropriate from the Water Users' Special Revenue fund, the following sums for the following purposes. Recommended by the Commissioners.

**Legal 02-4153**

Legal Expenses 4,000  
4,000

**Gov. Bldgs. 02-4194**

Utilities: 12,000

Bldgs./Grnds 5,000

Payroll 2,500

19,500

**Administration 02-4331**

Administration 4,000

Well Testing 6,000

System Supervisor 42,966

System Engineer 10,000

62,966

**Services 02-4332**Repairs/Maint 12,000

12,000

**Treatment 02-4335**

Treatment Lease 28,800

Chemicals, etc.. 1,000

29,800

**Bond Ant. 02-4721**

Bond Notes

Ban 6,000

6,000

**Cap. Reserves 02-4915**

New Well 1,000

Pump/Equip 1,000

Water Storage 0

Water Mains 1,000

Water Meter 2,000

5,000

Total Article 4 139,266

**Results: Unanimous In Favor Article 4 Passes****ARTICLE 5:**

To see if the District will vote to establish a Parks and Recreation revolving fund pursuant to RSA 35-B:2, II. The money received from fees, charges and donations 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 District's general fund unreserved fund balance. The District Treasurer shall have custody of all monies in said fund and shall pay out the same only upon order of the Commissioners (no further District meeting approval required). These funds may be expended only for recreation and park purposes as stated in RSA 35-B, and no Expenditure shall be made in such a way as

to require the expenditure of other District funds which have not been appropriated for that purpose. Recommended by the Commissioners.

**Results: Unanimous In Favor Article 5 Passes**

## **ARTICLE 6:**

To see if the District will vote to raise and appropriate the sum of \$6,000.00 for the Parks and Recreation Committee, to provide entertainment, recreation, maintenance and other associated Purposes in furtherance of the recreation and cultural needs of the District. Petitioned Warrant Article. Recommended by the Commissioners.

**Results: 32 In Favor 15 Opposed Article 6 Passes**

## **ARTICLE 7:**

To see if the District will vote to raise and appropriate the sum of \$60,000.00 for the purpose of repairing, reconstructing or replacing the outlet bridge. The costs to be partially offset by disaster relief funds to be received from the Federal and State Government in the amount of \$46,000.00, with the remainder to be raised by taxation. This article shall be deemed a Special Article & non-lapsing for a period of two years. Recommended by the Commissioners.

**Results: 36 In Favor 8 Opposed Article 7 Passes**

## **ARTICLE 8:**

To see if the voters of the Emerald Lake Village District (ELVD) will; pursuant to NH RSA 35:1; vote to raise and appropriate the sum of \$10,000.00 to create a Village District Office and Meetinghouse Capital Reserve Fund, for the purpose of purchasing or acquiring suitable parcels of land to be owned by the Village District, and purchasing , acquiring or constructing a building on said parcel, also to be owned by the Village District, suitable to be operated and maintained as a Village District Office and Meeting House. Petitioned Warrant Article. Recommended by the Commissioners.

**Results: 18 In Favor 19 Opposed Article 8 Fails**

## **ARTICLE 9:**

Part 1: To see if the voters of the Emerald Lake Village District public meeting, included but not limited to the Annual Meeting, Commissioners monthly meetings, Budget Workshops and Public Hearings to change the regular meeting to 7:00 pm on the first Wednesday of the month. The purpose of this warrant article is to encourage more of the 400 plus registered voters to attend the meetings and to give them a say in spending of

their hard earned tax dollars.

Part 2: To also adopt Roberts Rules of Order at all times at the District Meeting to maintain order at all time.  
Petitioned Warrant Article. Not Recommended by the Commissioners.

**Results: 18 In Favor 21 Opposed Article 9 Fails**

## **ARTICLE 10:**

To see if the voters of the Emerald Lake Village District (ELVD) will, pursuant to NH RSA 32:22, direct the Board of Commissioners to produce a comparative financial statement at Least every three months, to be known as the Quarterly financial statement, and that in accordance with NH RSA 32:5 this statement shall contain columns detailing:

1. line item appropriations voted by the previous annual meeting.
2. actual line expenditures made pursuant to those appropriations.

Additionally the Quarterly Financial Statement shall contain:

3. for each line item a, and b, above; any expendable balance,
4. a balance sheet showing financial assets and liabilities; including
  1. accounts payable (due but unpaid balance),
  2. accurate cash account balances, including all passbook, time deposit, CD, and checking account balances
  3. all capital reserve and trust fund balances, and a summary of activity of activity for each since the previous Quarterly Financial Statement

Petitioned Warrant Article. Not Recommended by the Commissioners

**Results: Unanimous In Favor Article 10 Passes**

## **ARTICLE 11:**

To see if the voters of the Emerald Lake Village District will vote to approve that at each and every Emerald Lake District Monthly meeting that: The Clerk is required to read the minutes from the previous meeting out loud for the Public review and Commissioner's board approval. The treasurer is required to present both a verbal and written Monthly report of District Financial activity, and the above will become effective February 2006.

Petitioned Warrant Article. Not Recommended by the Commissioners.

**Results: 23 In Favor 13 Opposed Article 11 Passes**

## ARTICLE 12:

To see if the voters of the Emerald Lake Village District will to Approve the requirements That all Emerald Lake Village District public meetings including but not limited to the Annual Meeting, Commissioner Monthly Meetings, Budget Workshops and Public Hearings will be video recorded and that such video record of said meeting will be available for public review and copies for reasonable cost per RSA 91-A Access to Public Records and Meetings. This formal record is not intended to replace the official minutes as taken by The District Clerk but to assist in to compile and accurate record. To also approve a 2006 Budgetary line item for video equipment at \$500.00 (five hundred dollars) Petitioned Warrant Article. Not recommended by the Commissioners.

**Results: 24 In Favor 7 Opposed Article 12 Passes**

## ARTICLE 13:

Part 1. It is given that 'minutes must be kept of al public meetings and must be made Available to the public with 144 hours (6 days) after the close of the meeting' (Waugh 2000) Therefore this article to see if the voters of the Emerald Lake Village District to vote to Approve that the official meeting minutes of the Annual Meeting as recorded and submitted To the New Hampshire Department of Revenue Administration will be: Mailed without direct cost to those who formally request them allowing those Without internet access to obtain a free copy. Posted onto an official website for those with internet access Made available for pick up at additional locations to accommodate working Residents with schedule conflicts with ELVD office hours That locations be Hillsboro Town Clerks Office and Hillsboro Town Library.

Part 2. To see if the voters of the Emerald Lake Village District will vote to approve that a 2006 budget line item be added to cover the cost of copies and postage. The line Item amount to be \$2,500.00 (two thousand five hundred dollars).

Part 3. This article to be effective for this 2006 Annual Meeting and thereon. Petitioned Warrant Article. Not Recommended by the Commissioners.

**Results: 7 In Favor 26 Opposed Article 13 Fails**

## ARTICLE 14:

Part 1: To see if the voters of the Emerald Lake Village District will vote to approve the Rescinding or modification of RSA 31:95-b. This statue gives the Commissioners the Power to appropriate funding from alternative accounts for 'unanticipated funding needs' without approval of the Emerald Lake Village District voters. This directly impacts our tax rate. Modifications of a state statue may be possible if it is more stringent than the existing statute. It is up to the ELVD voters to determine the scope and power of the ELVD governing board.

Part 2: To see if the voters of Emerald Lake Village District will vote to make mandatory that the payment manifest as discussed, debated, voted and approved during the monthly Meetings is copied and made available for those in attendance for review. A budget line Item for this specific purpose should be added and not exceed the amount of \$150.00 annually.

Petitioned Warrant Article. Not recommended by the Commissioners.



## Results: 13 In Favor 25 Opposed Article 14 Fails

### ARTICLE 15:

To see if the District will vote to approve a by-law, to be held in perpetuity, to limit specify and define the District Commissioners' use of and access to the District office and the District owned office equipment and materials as follows: District Commissioners shall not remove any District materials, documents and equipment of Any kind whatsoever, such as but not limited to invoices, contracts, maps, minutes, reports, Warrants, audio/video recordings or office equipment from the District office and/or belonging to the District office, except as stated in writing and publicly voted by a quorum of Commissioners at a public meeting of the Board of Commissioners, such written intention and vote to state the specific, necessary and legal reasons and circumstances therefore. In cases where a Commissioner must remove an original document necessary for execution, whether at at meeting of the Commissioners or for the execution with a contract vendor, such document(s) shall be returned to the District office within forty-eight (48) business hours of its/their removal. No Commissioner shall have or keep District office documents, materials, files or equipment At their home residence or any other location other than the designated District office for any reason. No Commissioner shall enter, access or make use of the District office except during normal business hours and during such times as an administrative employee of the office, the District clerk or District treasurer is present; or in the event of a health, hazard or safety emergency, access and entrance to the office shall be allowed for the purpose of affording access and entrance to the office shall be allowed for the purpose of affording access and assistance to necessary emergency personnel. No Commissioner shall have the use, control or technical management of the District owned computer system. All technical servicing, repair and advanced maintenance matters of the District computer and its components shall be preformed by a professional computer technician or computer technical service organization, which or formed elected officials or employees of the District, and shall be chosen by formal sealed bid procedures. Notwithstanding, all routine computer maintenance tasks, such as but not limited to the uploading of financial software updates, performance of routine virus protection and Windows updates, routine de-fragmentation and computer clean up tasks and installation of new software as necessary shall be preformed by the District secretary or a non-elected employee designated in an administrative capacity for the District. In the absence of a District secretary or designated non-elected administrative employee, all such routine computer maintenance tasks shall be preformed by the contracted computer technician described herein. Petitioned Warrant Article. Not Recommended by the Commissioners.

## Results: Article 15 Passes

### ARTICLE 16:

To see if the voters of the Emerald Lake Village District will vote to revise the current Village District purposes under the provisions of RSA 52:1 as follows:

Remove the following purposes form the Emerald Lake Village District Commissioners jurisdiction as stated in the original warrant article **Part A:**

1. The extinguishment of fires
2. The construction, operation, and maintenance of sewage and waste treatment plants.
3. The construction on purpose and maintenance of municipal lighting plant.
4. The appointing and employment of watchmen and police officers.
5. The maintenance of ambulance services.

Therein the Emerald Lake Village District will be for the following purposes: **Part A:**

1. The lighting or sprinkling of the streets
2. The planting and care for shade and ornamental trees
3. The supply of water for domestic and fire purposes
4. The construction and maintenance of sidewalks and main drains or Common sewers
5. The maintenance of activities for recreational promotion
6. The control of pollen, insects and pest
7. The impoundment of water
8. The Layout, acceptance, construction and maintenance of roads

**Part B:**

To choose one Moderator, one Clerk, one Treasurer and three Commissioners and other such Officers as the voters deem necessary. Petitioned Warrant Article. Not Recommended by the Commissioners.

There was a motion to amend Article 16 to remove line item 2 : The construction, operation, and maintenance of sewage and waste treatment plants and to make it line item 2 in Part A and make it line item 9. Amendment was put to vote

**Results: Unanimous in Favor Amendment Passed**

There was a motion to also amend Article 16 to remove line item 4: The appointing and employment of watchmen and police officers and move it into Part A and make it line item 10.

**Article was put to vote. Results: Unanimous Opposed Amendment Failed**

Article 16 amended then was voted on as follow:

To see if the voters of the Emerald Lake Village District will vote to revise the current Village District purposes under the provisions of RSA 52:1 as follows: Remove the following purposes form the Emerald Lake Village District Commissioners jurisdiction as stated in the original warrant article

**Part A:**

- 1 The extinguishment of fires
- 2 The construction on purpose and maintenance of municipal lighting plant.
- 3 The appointing and employment of watchmen and police officers.
- 4The maintenance of ambulance services.

Therein the Emerald Lake Village District will be for the following purposes:

**Part A:**

- 1 The lighting or sprinkling of the streets
- 2 The planting and care for shade and ornamental trees
- 3 The supply of water for domestic and fire purposes
- 4 The construction and maintenance of sidewalks and main drains or common sewers.
- 5 The maintenance of activities for recreational promotion
- 6 The control of pollen, insects and pest
- 7 The impoundment of water
- 8 The Layout, acceptance, construction and maintenance of roads
- 9 The construction, operation, and maintenance of sewage and waste treatment plants

**Part B:**

To choose one Moderator, one Clerk, one Treasurer and three Commissioners and other such Officers as the voters deem necessary. Petitioned Warrant Article. Not Recommended by the Commissioners.

**Results: Unanimous In Favor Article 16 (amended) Passes**

## **ARTICLE 17:**

To transact such other business as may properly come before the Meeting.

Motion put on the floor to adjourn the meeting

**Results: 26 In Favor 9 Opposed Article 17 Passes Meeting was adjourned**

Respectfully Submitted:

Melanie L. Netto

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