

Moeckel Pond Village District
In the Town of Windham, NH
Annual Meeting : April 28, 2013

Meeting came to order at 2:02pm.

Present: Commissioners Stephanie Young and Dan Masse, Moderator Neil Fallon, Clerk Kim Masse, Treasurer Bruce Moeckel, Auditor Norm Young, Voting Residents: Dianne Fallon, Robert Mayo, Parool and Raajik Shah, and Chris Vavra,. Non-voting residents: James and Judy Murphy, Steve Alborghetti, and Marie Yanish.
Windham town officials: Charles Russo, Eileen Mashimo, and Bob Skinner.

Moderator Neil Fallon opened the meeting by introducing himself and asking those present at this meeting to also introduce themselves. As introductions were made, Supervisor of the Checklist Eileen Mashimo checked off the attendees from her official checklist.

Neil read the first Warrant article (below) and asked if anyone who currently holds a position did not want to continue to hold a position. It seemed the consensus that all current officers wanted to continue in their positions and that no one else present wanted to run for a position. Commissioner Tom O'Brien (whose term expires this year) was not present but Dan Masse said that Tom told him earlier that he would like to continue as commissioner.

ARTICLE 1: To choose in the manner provided by law, the following Village District officers:

Commissioner – 3-year term
Moderator – 3-year term
Clerk – 2-year term
Treasurer – 2-year term
Auditor – 1-year term

Instead of having to vote on each officer position individually, Bruce Moeckel made a motion to keep the officers slate the same as it is now.

These officers are as follows:

Commissioner – 3-year term : Tom O'Brien
Moderator – 3-year term: Neil Fallon
Clerk – 2-year term: Kim Masse
Treasurer – 2-year term: Bruce Moeckel
Auditor – 1-year term: Norm Young

Motion was seconded and carried. Neil then called to vote to accept Article 1. It was motioned, seconded, and passed unanimously.

Neil introduced Article 2 and asked Dan Masse to elaborate on the details.

ARTICLE 2: To see if the Village District will vote to raise and appropriate the sum of \$700 for general municipal operations. This article does not include special or individual articles addressed. (Majority Vote Required).

Dan explained that this is the general budget. It is the same amount as last year, except without lawyer fees, as we do not anticipate needed to pay for legal assistance in 2013. Insurance accounts for \$500 of the \$700 general budget. The other \$200 is for general expenses such as the website fee, postage, etc. Dan further explained that we are in the process of getting insurance for our village district. We will get our funding in Decemeber

of this year. Once we actually have insurance, we'll know the exact amount, but for now we are budgeting \$500, based on what other similar village districts spend for their insurance. Steve Alborghetti asked why we need insurance and Dan explained that we were advised by legal counsel to attain it, as it's customary for any government entity. For now, it would just be to protect our government entity, but later for the dam itself. Eileen Mashimo also mentioned that insurance protects the village district from embezzlement, for example. James Murphy then asked who is liable if someone falls into the pond as is injured. Dan commented that the Town of Windham now owns the pond and the island as conservation land, and in the future, the Village District will own the dam itself. Currently the Village District owns no property and the dam is owned by the Friends of Moeckel Pond 501(c)(3) organization. Liability will most likely depend on the circumstances, and it is unlikely that there is a straightforward yes/no answer. Other NH Village Districts who own dams are covered by municipal liability insurance, and we will have the same coverage, which we will evaluate with our lawyer. When there were no further questions, Neil called to vote to accept Article 2. It was motioned, seconded, and passed unanimously.

Neil introduced Article 3 and asked Dan Masse to elaborate on the details.

ARTICLE 3: To see if the Village District will vote to raise and appropriate the sum of one thousand four hundred dollars (\$1400) to be added to the Moeckel Pond Dam Reconstruction Capital Reserve Fund previously established. (Majority Vote Required).

Dan explained that at the budget hearing on March 3, 2013, it was proposed by the attendees to keep the total budget for the Village District the same as it was in 2012 at \$2100. Because there is no budget for legal services this year, the contribution to the Dan Reconstruction Capital Reserve fund was set at \$1400. Treasurer Bruce Moeckel confirmed that we already have \$400 in the reserve fund. Dan further explained that once the dam is done, the engineering firm will be able to tell us a more certain amount needed for future dam reconstruction, along with an estimate on when we might need the capital.

Neil called to vote to accept Article 3. It was motioned, seconded, and passed unanimously.

After all Articles were voted on, Neil asked Dianna Fallon and Norm Young to give an update on the progress of the Friends of Moeckel Pond (FoMP). A pamphlet was distributed to all attendees and used to explain the boundaries of land around the dam. Dianna and Norm also discussed the engineering firm who was hired to reconstruct the dam and why they were chosen. Information was also relayed regarding the FoMP financial report and their dam reconstruction timeline.

Neil made the motion to adjourn the meeting. The motion was seconded, accepted, and the meeting was adjourned at 3:00pm.

Respectfully submitted by:

Kimberly Masse
Moeckel Pond Village District Clerk
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