

The purpose of this article is to allow you to vote for your choice of a candidate for office. If you would like to vote for someone whose name is not on the ballot, simply write in the candidate's name of your choice in the space provided on the ballot. (Written ballot vote required)

ARTICLE 3: Shall the Merrimack Village District vote to change the purpose of the existing “emergency water and/or the operations and maintenance of GAC Treatment facilities” Non-Capital Reserve Fund created by Warrant Article 6 at the March 2021 Annual Meeting to the “purchase of water and/or the operations and maintenance of GAC Treatment facilities” Non-Capital Reserve Fund and to name the Commissioners as agents to expend from said fund. (2/3 vote required)

Recommended by the Board of Commissioners (4-0-0)
Reviewed by the Department of Revenue Administration

This will allow the Merrimack Village District to purchase supplemental water as needed to meet peak demand.

ARTICLE 4: Shall the Merrimack Village District vote to enter into a multi-year contract for supplemental water with Pennichuck Water Works in the total amount of \$892,102 paid over 3 years starting on July 1, 2023 in the 2023-2024 fiscal year and ending on June 30, 2026 in the 2025-2026 fiscal year with each annual payment in the amount of \$297,368, and to raise and appropriate the sum of \$297,368 for the first year's payment for that purpose. With said funds to come from the GAC Treatment Facilities Non-Capital Reserve Fund. If Article 3 fails, the \$297,368 will come from the unassigned fund balance. (3/5 written ballot vote required)

Recommended by the Board of Commissioners (4-0-0)
Reviewed by the Department of Revenue Administration

Entering into this contract will allow the Merrimack Village District to meet its peak demands through summer months, while moving forward on the current supply options (Mitchell Woods and Artificial Recharge of Wells 4 & 5).

ARTICLE 5: To see if the Merrimack Village District will vote to raise and appropriate the sum of six million nineteen thousand six hundred sixty-six dollars (\$6,019,666) for general municipal operations for the 2023-2024 fiscal year with said sum to come from water related charges. This article does not include appropriations contained in special or individual articles addressed separately. (Majority vote required)

Recommended by the Board of Commissioners (4-0-0)
Reviewed by the Department of Revenue Administration

This is the operating budget warrant article. This article funds the operation of the District for the year beginning July 1, 2023 ending June 30, 2024 for all departments; Administration, Distribution, Treatment, Debt Services and Insurance/Benefits.

ARTICLE 6: Shall the Merrimack Village District vote to establish a contingency fund, pursuant to RSA 52:4-a, by raising and appropriating the amount of twenty thousand dollars (\$20,000) to meet the cost of unanticipated expenses that may arise during the fiscal year 2023-2024 with said funds to come from water fees? (Majority vote required).

Recommended by the Board of Commissioners (4-0-0)
Reviewed by the Department of Revenue Administration

RSA 52:4-a states:

“Every village district annually by an article in the warrant may establish a contingency fund to meet the cost of unanticipated expenses that may arise during the year. Such fund shall not exceed one percent of the amount appropriated exclusive of capital expenditures and amortization of debt by such village district during the preceding year. A detailed report of all expenditures from the contingency fund shall be made annually by the commissioners and published with the report.”

ARTICLE 7: Shall the Merrimack Village District vote to raise and appropriate the sum of one hundred fifty thousand dollars (\$150,000) to add to the District's Non-Capital Reserve Fund for the purpose of purchasing water and/or the operations and maintenance of GAC Treatment facilities. This sum to come from unassigned fund balance. If Article 3 fails, then this Article will be null and void. (Majority vote required)

Recommended by the Board of Commissioners (4-0-0)
Reviewed by the Department of Revenue Administration

The purpose of this article is to use a portion of the unassigned fund balance to be set aside for future use in the District's Non-Capital Reserve Fund. Should the need for emergency water and/or unanticipated operations and maintenance of the GAC Treatment facilities arise the Board of Commissioners would have these funds available for such purposes.

ARTICLE 8: Shall the Merrimack Village District vote to raise and appropriate the sum of fifty two thousand five hundred dollars (\$52,500) under provisions of RSA 35:1, I and II to add to the District's "System Development Capital Reserve" fund for the future system expansion and improvement of the existing system? This sum to come from the unassigned fund balance; these are the system development charges collected during the 2021-2022 budget year. (Majority vote required)

Recommended by the Board of Commissioners (4-0-0)
Reviewed by the Department of Revenue Administration

The MVD's Board of Commissioners adopted a System Development Charge (SDC) on August 19, 2008. This charge is applied to "new" customers and those existing customers who increase their water service demand beyond 20% of their current or prior use. The charge can best be described as a "buy-in" fee to achieve an equal equity position with the existing customers. This one-time payment will cover their share of the value of the existing infrastructure. Fire service entrances are not subject to the SDC. The "System Development Charge Use of Funds" policy (08-02-B) was approved by the BOC on 10/27/08.

ARTICLE 9: Shall the Merrimack Village District vote to raise and appropriate the sum of two hundred thousand dollars (\$200,000) under provisions of RSA 35:1, I and II to add to the District's "Equipment and Facilities Capital Reserve" fund for associated costs with existing storage, transmission and production of water? This sum to come from unassigned fund balance. (Majority vote required).

Recommended by the Board of Commissioners (4-0-0)
Reviewed by the Department of Revenue Administration

The purpose of this article is to use a portion of the revenue surplus to be set aside for future use in the District's Equipment and Facilities capital reserve fund. Should an emergency arise in future years, for which there was no appropriation, or should there be need for an unforeseen special piece of machinery in a pump station, for example, the Board of Commissioners would have these funds available for such purposes. This fund was established by the March 26, 1996 Annual Meeting.

ARTICLE 10: Shall the Merrimack Village District vote to:

AMMEND CURRENT BY-LAW 2B. Deposits, Charges and Payments

FROM:

B. Charges for service under rates in the tariff are predicted upon billing *quarterly* which, as far as practicable, will be *three months* apart and “due upon presentation.” Should any MVD bill remain unpaid after 30 days from the date of invoice, the District may discontinue service as well as apply a carrying charge on the overdue account, if proper payment or arrangements have not been made. Further, the District may record a Notice of Lien in the Hillsborough County Registry of Deeds stating the name of the owner of the property, the address and the amount due pursuant to the District By-Laws and Terms and Conditions. This lien shall be removed when the overdue account plus all costs and fees authorized by the District By-Laws and Terms and Conditions have been paid together with reasonable costs and attorney's fees associated with the recording of such lien.

TO:

B. Charges for service under rates in the tariff are predicted upon billing *monthly* which, as far as practicable, will be *thirty days* apart and “due upon presentation.” Should any MVD bill remain unpaid after 30 days from the date of invoice, the District may discontinue service as well as apply a carrying charge on the overdue account, if proper payment or arrangements have not been made. Further, the District may record a Notice of Lien in the Hillsborough County Registry of Deeds stating the name of the owner of the property, the address and the amount due pursuant to the District By-Laws and Terms and Conditions. This lien shall be removed when the overdue account plus all costs and fees authorized by the District By-Laws and Terms and Conditions have been paid together with reasonable costs and attorney's fees associated with the recording of such lien. (Majority vote required)

Recommended by the Board of Commissioners (4-0-0)
Reviewed by the Department of Revenue Administration

ARTICLE 11:

This Article is to transact any other business and close the meeting.

Chairman Provencher opened the floor for public comment.

No public comment was offered.

Chairman Provencher opened the floor for comments from the press.

No comment was offered.

The Public Hearing was declared closed at 7:16 pm.

**MOTION BY COMMISSIONER W. VON SCHOEN TO RECONVENE THE BOARD OF
COMMISSIONERS PUBLIC MEETING
MOTION SECONDED BY COMMISSIONER P. MCLAUGHLIN**

A Viva Voce was conducted, which resulted as follows:

Yea: Donald Provencher, Wolf von Schoen, Kenneth Ayers, Paul McLaughlin

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Nay:

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**MOTION CARRIED
4-0-0**

The Commission reopened the Public session at 7:17 p.m.