

**TOWN OF MOULTONBOROUGH**  
**Town Meeting Minutes**  
**March 13, 2007 – March 14, 2007**

On March 13, 2007, the Town Meeting was called to order by Moderator Mel Borrin at 7:00 AM. The meeting was held in the Moultonborough Public Safety Building Meeting Room. At this time a motion was made by Chuck Connell to waive reading the warrant and seconded by Sally Carver. This was voted in the affirmative.

A motion was made by Richard Wakefield to read the Moultonborough School District warrant and seconded by Chuck Connell. This was voted in the affirmative. Mr. Wakefield proceeded with reading the warrant.

Balloting proceeded immediately, ballots resulting as follows:

Votes Cast - 1067

Selectman for Three (3) Years – Vote for Not More Than One

Betsey Patten	853
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Trustee of Trust Funds for Three (3) Years – Vote for Not More Than One

Paul Daisy	397
Jordon S. Prouty	496

Planning Board Members for Three (3) Years – Vote for Not More Than Two

Eric Taussig	611
Peter L. Wright	708

Zoning Board Member for Three (3) Years – Vote for Not More than One

Robert Bernstein	525
Herbert Farnham (write in)	284

Zoning Board Member for One (1) Year – Vote for Not More Than One

Leon (Bart) Barton	257
Russ Nolin	587

Library Trustees for Three (3) Years – Vote for Not More Than Three

Joanne M. Farnham	741
Cheryl Kahn	683
Barbara Sheppard	764

**ARTICLE 2**

Shall we adopt the provision of RSA 40:13 (known as SB2) to allow official ballot voting on all issues before the Town of Moultonborough on the Second Tuesday of March?

**(By Petition)**

YES	408	NO	619
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**ARTICLE 3**

Are you in favor of the adoption of Amendment No. 1 as proposed by the planning board for the town zoning ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance of the

Town of Moultonborough Article III by including language clarifying that the provisions contained therein apply to campers and RVs; and, that stairs and raised walkways to a water body require a Special Exception?

**(Recommended by Planning Board 6-0)**

YES 626 NO 354

#### **ARTICLE 4**

Are you in favor of the adoption of Amendment No. 2 as proposed by the planning board for the town zoning ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance of the Town of Moultonborough Article IV by including language that serves to clarify and build upon the shoreland protection provisions of the Zoning Ordinance adopted as Article 6 at the 2006 Town Meeting?

**(Recommended by Planning Board 6-0)**

YES 665 NO 325

#### **ARTICLE 5**

Are you in favor of the adoption of Amendment No. 3 as proposed by the planning board for the town zoning ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance of the Town of Moultonborough Article V by including language that clarifies that the term “sign” includes banners, posters and other advertising devices; clarifies the use of contractor signs; and establishes that the Board of Selectmen shall enact and impose fines for non-compliance?

**(Recommended by Planning Board 5-1)**

YES 628 NO 366

#### **ARTICLE 6**

Are you in favor of the adoption of Amendment No. 4 as proposed by the planning board for the town zoning ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance of the Town of Moultonborough Article VI by establishing a new Commercial Zone “C”, THE VILLAGE. The amendment includes language which recognizes the historic character of the village; establishes criteria for commercial development in THE VILLAGE; and redefines parking space requirements for all commercial zones in the Town.

**(Recommended by Planning Board 6-0)**

YES 722 NO 287

#### **ARTICLE 7**

Are you in favor of the adoption of Amendment No. 5 as proposed by the planning board for the town zoning ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance of the Town of Moultonborough Article IX by omitting from Section J. the last sentence containing the following language: “No building permit shall be required for remodeling where the purposes for which the building is to be used are not changed and where the exterior walls and interior structural bearing walls are not altered”?

**(Recommended by Planning Board 6-0)**

YES 653 NO 344

At this time the Moderator recessed the meeting until 7:00 PM, March 14, 2006.

**WEDNESDAY MARCH 14, 2007**

The Moderator, Mel Borrin recalled the meeting to order at 7:00 PM. The meeting was held at the Moultonborough Academy Auditorium.

The Moderator welcomed everyone to the meeting and led The Pledge of Allegiance.

He asked everyone to remain standing for a moment of silence in memory of those who have given their lives overseas.

He introduced the head table and gave the results of the ballot votes on Tuesday March 13, 2007.

At this time a motion was made by Richard Wakefield and seconded by Mark Fullerton to allow the Moderator to omit the second reading of any article at his discretion as long as he is satisfied that everyone is aware of what they are voting on.

This was voted in the affirmative by a majority voice vote.

The moderator proceeded to explain that before he reads article 8 there was an error on the chapter number that was printed in the warrant. The chapter should be 32 not 3. The essence of the article remains the same. The moderator read the article with the correct chapter number.

**ARTICLE 8**

To see if the Town shall establish an elected municipal budget committee in accordance with NH RSA – Title 32, Chapter 3. The budget committee shall consist of five (5) members elected at-large, one (1) member of the governing body of the municipality and one (1) member of the school board. If adopted, the Moderator shall appoint members to serve until the next annual meeting, as provided in RSA 669:17. (The vote on this Article shall be by paper ballot; the Polls shall remain open and ballots accepted for at least one hour.)

**(By Petition)**

A motion was made by Chris Shipp and seconded by Richard Plaisted.

After discussion a motion was made by Richard Buckler and seconded by Kathy Erving to amend the article to read:

To see if the moderator will appoint 5 registered voters to a committee to study the effects of a municipal budget committee on the Town of Moultonborough. The committee shall report to the Board of Selectmen by November 1, 2007. The selectmen shall make the report public and available to all residents.

The amendment was voted in the affirmative by a hand vote.

Yes 200 No 126

The article as amended was voted on in the affirmative by a majority voice vote.

**ARTICLE 9**

To see if the Town will vote to accept Colonial Drive, located off Bean Road, as a Class V Town road.

**(By Petition)**

A motion was made by Robert Farah and seconded by Glenn Davis.

This article was voted in the affirmative by a majority voice vote.

Prior to reading Article 10 the Moderator stated that article 10 should be a starred (\*) article and the appropriation is included in the budget.

**ARTICLE 10**

To see if the Town will vote to contract for Planning Director / Consultant services for a period ending no later than March 31, 2008, and to see if the Town will vote to raise and appropriate a sum not to exceed sixty thousand dollars (\$60,000.00) to fund the contract. The Consultant providing Planning Director / Consultant services will report to the Planning Board as authorized in RSA 673:16 I.

A motion was made by Natt King and seconded by Eric Taussig.

After discussion a motion was made by Eric Taussig and seconded by Marion Powers to amend the article to read:

To see if the town will vote to hire a Planning Director, and to see if the Town will vote to raise and appropriate a sum not to exceed sixty thousand dollars (\$60,000.00) to fund the director.

The amended article was defeated by a majority voice vote.

The original article was voted in the affirmative by a majority voice vote.

Prior to reading Article 11 the Moderator stated that article 11 should be a starred (\*) article and the appropriation is included in the budget.

**ARTICLE 11**

To see if the Town will vote to raise and appropriate the sum of Four hundred ninety-five thousand dollars (\$495,000.00) for the purchase of the Lions Club Property (Tax Map 44, Lot 16) and to authorize the Selectmen to remove an amount of One hundred twenty-five thousand dollars (\$125,000.00) from the Town Property Acquisition CR Fund (2004). The remaining amount of Three hundred seventy-five thousand dollars (\$370,000.00) shall be from current year appropriations.

The moderator read this article indicating the **remaining amount** as the amount written in letters (three hundred seventy five thousand dollars) and **not** the numbers in the parenthesis (\$370,000.00) He explained that was a typing error.

A motion was made by Mark Fullerton and seconded by Glenn Davis.

The article was voted in the affirmative by a secret ballot vote.

YES 271 NO 69

Prior to reading Article 12, the Moderator stated that article 12 should be a starred (\*) article and the appropriation is included in the budget.

**ARTICLE 12**

To see if the Town will vote to raise and appropriate the sum of Three hundred forty-five thousand dollars (\$345,000.00) for the purchase of one (1) 2007 pumper fire truck and to authorize the Selectmen to remove an amount of Two hundred fifty thousand dollars (\$250,000.00) from the Firefighting Equipment CR Fund (1989). The remaining amount of Ninety-five thousand dollars (\$95,000.00) shall be from current year appropriations.

A motion was made by Dave Perkins and seconded by Mark Fullerton.

This article was voted in the affirmative by a majority voice vote.

At this time the Moderator asked the legislative body to allow the board of selectmen to bring Article 13 to the floor, as there was a correction to be made on this article. He stated there were individual handouts of 5

different articles that the DRA suggested be corrected after the warrant had been printed in the annual reports. These handouts have the articles as rewritten by DRA.

**\*ARTICLE 13**

To see if the Town will vote to raise and appropriate the sum of One hundred twenty-eight thousand five hundred dollars (\$128,500.00) for the purchase of one 2007 Peterbilt Model 34 six-wheel truck, sander—dump body, wing and plow and to authorize the Selectmen to remove an amount up to Seventy-eight thousand five hundred dollars (\$78,500.00) from the Highway Equipment CR Fund (1989). The remaining amount of Fifty thousand dollars (\$50,000.00) shall be from current year appropriations.

A motion was made by Selectman Karel Crawford who read the corrected article. This was seconded by Scott Kinmond.

This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 14**

To see if the Town will vote to raise and appropriate the sum of Three hundred sixty-seven thousand seven hundred eighty-nine dollars (\$367,789.00) to pay for the following Capital Outlay purchases or projects.

Fire Truck – Tahoe	\$ 38,500.00
Fire Equipment	\$ 10,000.00
Geo. Information System (GIS)	\$ 25,000.00
Long Island Beach Improvement Project	\$ 20,000.00
Mosquito Abatement	\$ 50,000.00
Reappraisal	\$ 66,000.00
New Equipment	\$ 12,000.00
Police Cruiser – Crown Victoria	\$ 32,289.00
Police Cruiser – Expedition	\$ 36,500.00
Police Equipment	\$ 27,500.00
Town Complex Lighting Improvements	\$ 50,000.00
Total	\$ 367,789.00

A motion was made by Selectman Karel Crawford who read the corrected article. She corrected the dollar amount under line item **Geo. Information System (GIS)** from twenty five thousand dollars (\$25,000.00) to twenty thousand dollars (\$20,000.00). The new total amount for this article is \$362,789.00. This was seconded by Scott Kinmond.

This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 15**

To see if the Town will vote to raise and appropriate the sum of Ninety-nine thousand dollars (\$99,000.00) to deposit in the following Capital Reserve Accounts..

Highway Dept. Equipment	\$ 25,000.00
Firefighting Equipment	\$ 40,000.00
Reappraisal	\$ 26,000.00
Police Dept. Communications Equipment	\$ 8,000.00
Total	\$ 99,000.00

**(Recommended by Selectmen 5-0)**

A motion was made by Betsey Patten and seconded by Mark Fullerton.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 16**

To see if the Town will vote to raise and appropriate the sum of Thirty-six thousand six hundred fifty dollars (\$36,650.00) to deposit in the following Trust Fund Accounts.

Road Sealing/Paving	\$ 25,000.00
Historical Society Fund	\$ 10,000.00
Lee's Mills	\$ 1,650.00
Total	\$ 36,650.00

**(Recommended by Selectmen 5-0)**

A motion was made by Richard Buckler and seconded by Natt King.  
This article was voted in the affirmative by a majority voice vote.

At this time, Chairman Karel Crawford spoke on behalf of the board of selectmen. She asked that we acknowledge some of the people who have volunteered their time to our community. As follows:

Elliott Lyon – served on the Zoning Board for 18 yrs  
Jean Lyon – served as a Supervisor of the Checklist and ballot clerk  
Alan Ballard – served on the Planning Board  
Bruce McLellan – served on the Zoning Board  
Jack Swedberg – (in memory of) served as ballot clerk  
Sarah Richardson – served as a ballot clerk for 34 years  
Nancy Wilson for her 21 years of dedicated service to the town.

Karel then acknowledged Ernest E. Davis Jr. who retired as a selectman this year. He has been a selectman in Moultonborough for 24 years. The selectmen dedicated the meeting room in the town hall to him. She presented him with a sign and a plaque for the meeting room.

After accepting the gifts, Ernest recited a poem and said he very much enjoyed his tenure as a selectman in Moultonborough, but felt it was time to let some one else take over and thanked everyone.

The Moderator at the request of the board of selectmen, initiated an informal vote (by raising ones hand) of the legislative body to access interest in holding the town meeting on a Saturday (day time meeting) instead of the traditional Wednesday night, with the school meeting following on the same day. The Saturday would be the weekend following the second Tuesday election day in March. The moderator indicated there was interest by a slight majority.

**\*ARTICLE 17**

To see if the Town of Moultonborough will raise and appropriate the sum of Six hundred forty-six dollars (\$646.00) for the annual support of services provided to the citizens of this community by Visiting Nurse Association–Hospice of Southern Carroll County and Vicinity, Inc.

**(By Petition) (Recommended by Selectmen 5-0)**

A motion was made by Scott Kinmond and seconded by Richard Buckler.  
This article was voted in the affirmative by a majority voice vote.



**\*ARTICLE 18**

To see if the Town will vote to raise and appropriate the sum of One thousand two hundred ninety-nine dollars (\$1,299.00) to maintain and continue the system of services of the Interlakes Day Care Center.  
**(By Petition) (Recommended by Selectmen 4-1)**

A motion was made by Andy Daigneau and seconded by Dave Perkins.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 19**

To see if the Town will vote to raise and appropriate the sum of One thousand four hundred thirty-three dollars (\$1,433.00) to assist Northern Human Services, The Mental Health Center.  
**(By Petition) (Recommended by Selectmen 5-0)**

A motion was made by Scott Kinmond and seconded by Mark Fullerton.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 20**

To see if the Town will vote to raise and appropriate the sum of Six thousand dollars (\$6,000.00) allocated to the Moultonborough Senior Meals Program.  
**(By Petition) (Recommended by Selectmen 5-0)**

A motion was made by Mark Fullerton and seconded by Rick Buckler.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 21**

To see if the Town will vote to raise and appropriate the sum of Six thousand dollars (\$6,000.00) for the Winnepesaukee Wellness Center.  
**(By Petition) (Recommended by Selectmen 5-0)**

A motion was made by Sandy Brackett and seconded by Mark Fullerton.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 22**

To see if the Town will vote to raise and appropriate the sum of Seven thousand dollars (\$7,000.00) for Tri-County Community Action for the purpose of continuing services of the Fuel Assistance Program for the residents of Moultonborough.  
**(By Petition) (Recommended by Selectmen 5-0)**

A motion was made by Dave Perkins and seconded by Kate Lancor.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 23**

To see if the Town will vote to raise and appropriate the sum of One thousand three hundred thirty-two dollars (\$1,332.00) in support of Starting Point providing crisis services to the victims of domestic and sexual violence and their children.  
**(By Petition) (Recommended by Selectmen 5-0)**

A motion was made by Scott Kinmond and seconded by Jim Fogarty.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 24**

To see if the Town will vote to raise and appropriate the sum of One thousand five hundred dollars (\$1,500.00) for the Salvation Army in Laconia.

**(By Petition) (Recommended by Selectmen 4-1)**

A motion was made by Sally Carver and seconded by Al Hume.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 25**

To see if the Town of Moultonborough will vote to raise and appropriate the sum of Five hundred dollars (\$500.00) to provide continued support for the West Wynde Retirement Community.

**(By Petition) (Recommended by Selectmen 5-0)**

A motion was made by Sandra Barnes and seconded by Nancy Kivlahan.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 26**

To see if the Town of Moultonborough will vote to raise and appropriate the sum of One thousand dollars (\$1,000.00) for the Loon Preservation Committee to support the work of the local self-funded Loon Center.

**(By Petition) (Recommended by Selectmen 4-1)**

A motion was made by Eric Taussig and seconded by Kate Lancor.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 27**

To see if the Town of Moultonborough will vote to raise and appropriate the sum of One thousand dollars (\$1,000.00) to put towards non-chemical treatment for the eradication of the exotic, invasive species of milfoil found currently in Lee's Pond. The balance of treatment costs to be raised by the pond residents in conjunction with the State of New Hampshire.

**(By Petition) (Recommended by Selectmen 5-0)**

A motion was made by Karen Nelson and seconded by Sally Carver.  
This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 28**

To see if the Selectmen will appoint a committee of volunteers to serve on a suicide prevention and mental health coalition in Moultonborough. Furthermore to see if the Town will vote to raise and appropriate the sum of Five thousand dollars (\$5,000.00) for the purposes of providing training for said committee of volunteers, supporting community forums and/or small group training sessions conducted by the trained volunteers, disseminating suicide prevention and mental health information to the residents of Moultonborough, and creating a broader network to support the local coalition's efforts.

**(By Petition) (Recommended by Selectmen 4-1)**

A motion was made by Richard Wakefield and seconded by Scott Kinmond.  
This article was voted in the affirmative by a majority voice vote.

The moderator indicated the next article will be brought forward by the board of selectmen.

**\*ARTICLE 29**

To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1, called the Community Substance Abuse P&E Capital Reserve Fund, for the purpose of providing for prevention and education programming to combat drug and alcohol abuse, and to raise appropriate Fourteen thousand six hundred eighty-eight dollars (\$14,688.00) from the fund balance for said fund. This represents fines imposed by the Courts and received by the Town in 2006 for alcohol related violations. Further, to see if the Town will designate the Board of Selectmen as agents to expend...

**(Recommended by Selectmen 5-0)**

A motion was made by Selectman Edward Charest who read the corrected article and seconded by Scott Kinmond.

This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 30**

To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1, called the Communications Technology Capital Reserve Fund, for the purpose of providing funds to promote development of communications infrastructure to underdeveloped parts of Town, and to raise and appropriate Twenty-two thousand three hundred fourteen dollars (\$22,314.00) from the fund balance for said fund. This represents franchise fees paid to the Town by Adelphia Cable in 2006. Further, to designate the Board of Selectmen as agents to expend.

**(Recommended by Selectmen 5-0)**

A motion was made by Selectman Joel Mudgett who read the corrected article and seconded by Betsey Patten.

This article was vote in the affirmative by a majority voice vote.

**\*ARTICLE 31**

To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1, called the Personnel Liability Capital Reserve Fund. The purpose of this Capital Reserve Fund is to provide funds to offset the liabilities incurred through accrued employee benefits. Further, to designate the Board of Selectmen as agents to expend. Then, to raise and appropriate up to Fourteen thousand two hundred sixty dollars (\$14,260.00) from current year appropriations. This amount is equal to thirty-three percent of the liability for 2007 accrued benefits.

**(Recommended by Selectmen 5-0)**

A motion was made by Selectman Edward Charest who read the corrected article and seconded by Scott Kinmond.

This article was voted in the affirmative by a majority voice vote.

**\*ARTICLE 32**

To see if the Town will vote to raise and appropriate the sum of **Eight million one hundred one thousand seventy-seven dollars (\$8,101,077.00)** to pay the expenses of General Government, Public Safety, Highways and Streets (incl. Cemeteries), Sanitation, Welfare, Visiting Nurse Service, Culture and Recreation, Library, Conservation and Debt Service.

A motion was made by Scott Kinmond and seconded by Glenn Davis.

This article was voted in the affirmative by a majority voice vote.

### **ARTICLE 33**

To see if the Town will vote to ratify the lease agreement (for the former Alvord Pharmacy property) by and between the Town of Moultonborough and PAD Realty Corporation of NH, dba DiSalvo and Company, PA, for a period of twenty-five (25) years, beginning on April 1, 2006 and ending on March 31 2031, all in accordance with RSA 41:11-a.

A motion was made by Selectman James Gray who read the article and seconded by Glenn Davis. This article was voted in the affirmative by a majority voice vote.

A challenge was made to the moderator that the vote taken on article 33 was incorrect and untimely. The challenge was voted on and defeated by a majority voice vote. The article remains as voted in the affirmative.

### **ARTICLE 34**

To require the Board of Selectmen to develop a competitive bidding regulation for the purchase of all goods and services in excess of Five thousand dollars (\$5,000.00) with the exception of legal expenses and unforeseen emergency expenses where failure to take immediate action would result in a financial loss or a decrease in public safety. This regulation shall also include the dispensing of municipal property.

**(By Petition)**

A motion was made by Chris Shipp and seconded by Pam Perkins. This article was defeated by a majority voice vote.

### **ARTICLE 35**

To see if the Town will go on record in support of effective actions by the President and the Congress to address the issue of climate change which is increasingly harmful to the environment and economy of New Hampshire and to the future well being of the people of Moultonborough. These actions include:

1. Establishment of a national program requiring reductions of US greenhouse gas emissions while protecting the US economy.
2. Creation of a major national research initiative to foster rapid development of sustainable energy technologies thereby stimulating new jobs and investment.

In addition, the Town of Moultonborough encourages New Hampshire citizens to work for emission reductions within their communities, and we ask our Selectmen to consider the appointment of a voluntary energy committee to recommend local steps to save energy and reduce emissions.

The record of the vote on this article shall be transmitted to the New Hampshire Congressional Delegation, to the President of the United States, and to declared candidates for those offices.

A motion was made by Jennifer Chapman and seconded by Sandy Brackett. This article was voted in the affirmative by a majority voice vote.

### **ARTICLE 36**

To see if the Town will vote to authorize the Conservation Commission to retain the unexpended portion of its 2005 appropriation. Said funds to be placed in a special conservation fund in accordance with RSA 36-A:5.

A motion was made by Brian Moriarty and seconded by Betsey Patten. This article was voted in the affirmative by a majority voice vote.

### **ARTICLE 37**

To see if the Town will vote to authorize the Conservation Commission to receive any gifts of money and property, both real and personal, in the name of the Town, subject to the approval of the Board of Selectmen, such gifts to be managed and controlled by the Conservation Commission for the purposes as outlined in RSA-36: A-4.

A motion was made by Dave Perkins and seconded by Scott Kinmond.  
This article was voted in the affirmative by a majority voice vote.

**ARTICLE 38**

To transact any other business that may legally come before said Meeting.  
A motion was made by Richard Wakefield and seconded Betsy Patten to adjourn the meeting.

The meeting was adjourned at 10:35 PM. A total of 360 people attended the meeting.

A True Copy Attest

Barbara Wakefield, Town Clerk  
\*Included in Budget