

TOWN OF TUFTONBORO
Annual Town Meeting Minutes

March 10, 2015 – Town Elections

March 11, 2015 – Town Meeting

At a legal meeting of the inhabitants of the Town of Tuftonboro, County of Carroll, and State of New Hampshire on Tuesday, the tenth day of March 2015, at eight o'clock in the forenoon at the Tuftonboro Town House, the meeting was called to order by Moderator Daniel F. Barnard, Jr. The polls were declared open for voting and to remain open until 7:00 PM or until all present that wish to vote have voted.

Ballots were cast for school officers and for articles on the school warrant, as provided for under the SB2 plan. The school district ballots were taken to Wolfeboro to be counted.

Listed below are the results of the town balloting for **Article 1: to choose all necessary Town Officers for the year ensuing:**

Selectman for Three Years	Votes
Lloyd Wood	452
Write in	36

Budget Committee for Three Years	
Guy Pike	215
Garreth (Gary) A. Chehames	243
Helen Hartshorn	338
Carla Lootens	247
Write in	4

Trustee of the Trust Funds for Three Years	
Susan H. Weeks	300
Laureen Hadley	253
Write in	2

Cemetery Trustee for Three Years	
Susan H. Weeks	275
Laureen Hadley	274
Write in	1

Library Trustee for Three Years	
Gordon L. Hunt	495
Write in	20

Cemetery Trustee for One Year	
Maryann Lynch	518
Write in	5

Article 2: Are you in favor of the following amendment to the Zoning Ordinance as recommended by the Planning Board to Amend Section 4.1.1 as follows:

4.1.1 No Building or Structure shall be erected, enlarged ***beyond the original footprint or overhang*** or moved nor shall any use be authorized or extended nor shall any existing Lot be changed as to size except in accordance with the Table of Dimensional Requirements, Section 3- 4.

YES 345

NO 211

Article 3: Are you in favor of the following amendment to the Zoning Ordinance as recommended by the Planning Board to Amend Section 14.2.30 as follows:

14.2.30 "Violation" means the failure of a structure or other development to be fully compliant with the community's flood plain management regulations. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required under Article 4.10.5, ~~Article 4.10.8(2)(b), or Article 4.10.7(3)(4) of this ordinance~~ is presumed to be in violation until such time as that documentation is provided.

YES 416

NO 139

March 11, 2015 – Tuftonboro Central School

Moderator Daniel F. Barnard, Jr. called the second portion of the 2015 Annual Meeting to order at 7:30 PM. The meeting was opened with a salute to the flag.

The Moderator explained the voting card each voter received when they checked in at the meeting. Non-registered voters were identified by a show of hands. Housekeeping reminders were announced.

Mr. Barnard recognized Mr. Lee White who informed those in attendance that the 11th Annual Tuftonboro Road Side clean-up is scheduled for Saturday, April 25th, starting at 8:00 AM. Bags and vests will be supplied. Those interested in helping can sign up at the Town Office.

Moderator Barnard announced the results of the election on March 10th. The officers elected stood to be recognized. Gary Chehames has requested a recount in the Budget Committee race. The recount will be held on Monday, March 16, 2015 at 10:00 AM at the Tuftonboro Town Office. Mr. Widmer reported on the candidates who were elected to the School Board and also reported that all articles passed. He thanked residents for

their support of the school district. The meeting then proceeded with the remaining articles of the Town warrant.

Article 4: To see if the Town will vote to raise and appropriate the sum of Two Million Three Hundred Ninety Thousand Dollars (\$2,390,000.00) to build and equip a new Library and to authorize the issuance of not more than One Million Eight Hundred Thousand Dollars (\$1,800,000.00) of bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA Chapter 33); to authorize the selectmen to issue and negotiate such bonds and notes and to determine the rate of interest thereon and the maturity and other terms thereof. Furthermore, to authorize the withdrawal of Three Hundred Seventy Three Thousand Dollars (\$373,000.00) from the existing Library Capital Reserve Fund and Two Hundred Seventeen Thousand Dollars (\$217,000.00) from the Library Capital Donations Fund. The first payment on the bond or note will not be made until year 2016.

(Two-Thirds (2/3) ballot vote required per RSA 33:8-a)

(Recommended by the Board of Selectmen 3-0 and the Budget Committee 4-3)

A motion was made by Jack Widmer and seconded by Carolyn Sundquist. Library Trustee Gordon Hunt gave a history of the library proposal. After last year's vote, a Library Advisory Committee was established to take a fresh look at the new library project. Paul Matlock gave an overview of the financial aspects of the new library. Dave Ford thanked the Library Advisory Committee for all their hard work. Several people expressed concerns about circulation of the library being down, the yearly costs of operating a new library and the library project being a "want" rather than a "need". Several others spoke in favor of the proposed new library citing the need for increased space, a facility that would be ADA compliant and an investment in the town's future growth. A motion was made by Chris Sawyer to call the question. The motion was seconded. The Moderator asked for a show hands to vote on calling the question. The article was called.

The Moderator read article 4. Voting on article 4 began at 8:35 PM and remained open for one hour. At 9:35 PM, voting on article 4 was closed and the ballot clerks tallied the results. Article 4 was not passed with a vote of 325 YES (60%) and 211 NO. A total of 536 votes were cast. The article was declared defeated.

Article 5: To see if the Town will vote to raise and appropriate the sum of Forty Five Thousand Dollars (\$45,000.00) to be deposited into the previously established Self Contained Breathing Apparatus Capital Reserve Fund. Said sum to come from the Unassigned Fund Balance and no amount to be raised from taxation.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and the Budget Committee 7-0)

A motion was made by Carolyn Sundquist and seconded by Paul Thornton. The Fire Department will need to replace all Self Contained Breathing Apparatus's by 2022. This is a safety issue and this money will be added to the money appropriated last year. No

questions or discussion. The Moderator asked for a show of hands to vote on the article. The article was declared passed.

Article 6: To see if the Town will vote to raise and appropriate the sum of Thirteen Thousand Dollars (\$13,000.00) to purchase an Exhaust System for the Melvin Village Fire Station.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and the Budget Committee 7-0)

A motion was made by Selectman Dan Duffy and seconded by Jack Widmer. The exhaust system for the Melvin Village Fire Station is a safety issue. No questions or discussion. The Moderator asked for a show of hands to vote on the article. The article was declared passed.

Article 7: To see if the Town will vote to raise and appropriate the sum of Forty Seven Thousand Dollars (\$47,000.00) to purchase and equip a replacement Police Vehicle.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and the Budget Committee 7-0)

Selectman Carolyn Sundquist made a motion and Jack Widmer seconded the motion. Currently the Town is on an 8 year replacement schedule for police vehicles. The 2007 sedan will be replaced. Someone asked Chief Shagoury if this new vehicle would be a 4 wheel drive vehicle. Chief Shagoury indicated that he was looking at a 4 wheel drive or all-wheel drive vehicle. No further questions or discussion. The Moderator asked for a show of hands to vote on the article. The article was declared passed.

Article 8: To see if the Town will vote to raise and appropriate the sum of Seventy Five Thousand Dollars (\$75,000.00) to be deposited into the previously established Police Department Facility Capital Reserve Fund. Said sum to come from the Unassigned Fund Balance and no amount to be raised from taxation.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and the Budget Committee 6-1)

A motion was made by Carolyn Sundquist and seconded by Jack Widmer. This is an on-going project to put monies into a capital reserve account for a new Police Department Facility. As of the end of 2014, there is currently \$255,921.00 in the Police Department Facility Capital Reserve Fund and by adding this amount it would bring the total in this capital reserve fund to \$331,000.00. Selectmen Sundquist gave a brief explanation about Unassigned Fund Balance. No further questions or discussion. The Moderator asked for a show of hands to vote on the article. The article was declared passed.

Article 9: To see if the Town will vote to appoint Selectmen as agents to expend both principal and interest for the previously established Police Department Facility Capital Reserve Fund.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0)

A motion was made by Lloyd Wood and seconded by Jack Widmer. This is an accounting measure that needs to be addressed. Susan Weeks expressed concern; reading from previous town meeting minutes which took away the Selectmen's right to expend money in this capital reserve account and placed the authority instead in the hands of Town Meeting voters. John Simms made a motion to amend the article to read: "To see if the Town will vote to appoint Selectmen as agents to expend both principal and interest for the previously established Police Department Facility Capital Reserve Fund ***after approval of the project by Town Meeting.***" Gary Chehames seconded the amendment to the article. No questions or discussion on the amended article. The Moderator asked for a show of hands to vote on the amended article. The amended article was declared passed.

Article 10: To see if the Town will vote to raise and appropriate the sum of Two Hundred Thirty-Five Thousand Dollars (\$235,000.00) for the preparation and paving of Town Roads.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and the Budget Committee 7-0)

A motion was made by Dan Duffy and seconded by Ernie Carter. This year the paving of roads for \$185,000.00 and road repairs in preparation of paving for \$50,000.00 have been combined together in one warrant article. No questions or discussion. The Moderator asked for a show of hands to vote on the article. The article was declared passed.

Article 11: To see if the Town will vote to raise and appropriate the sum of Thirty Four Thousand Dollars (\$34,000.00) to purchase a replacement Skid Steer Loader (Bobcat type) for the Transfer Station with anticipated revenue of Eight Thousand Dollars (\$8,000.00) from a trade-in towards the purchase price with the remaining balance of Twenty Six Thousand Dollars (\$26,000.00) to be raised from taxation.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and the Budget Committee 7-0)

Selectman Carolyn Sundquist made a motion and Ernie Carter seconded the motion. The current skid steer loader the Town owns is 16 years old, has 3,000 hours on it and has had two major service issues this past year. The Town has received a NH the Beautiful grant in the amount of \$5,000.00 and anticipates revenue from the trade of the older loader. No questions or discussion. The Moderator asked for a show of hands to vote on the article. The article was declared passed.

Article 12: To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of improvements to the Lake Road Boat Launch Area and to raise and appropriate the sum of Fifty Thousand Dollars (\$50,000.00) to be deposited in said fund; and further, to appoint Selectmen as agents to expend both principal and interest.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and the Budget Committee 7-0)

A motion was made by Lloyd Wood and seconded by Andrew McCall. The Lake Road boat launch is in need of repair and is a real safety concern. The cost for the design, permitting fees and repairs will be approximately \$150,000.00. This would allow the permit fees to be paid to the State to get approval for the project. John Simms made a motion to amend the article adding in the words **"after approval of the project by Town Meeting"** at the end of the article. The motion was seconded. There was brief discussion. No further discussion or questions. The Moderator asked for a show of hands on the amended article. The amendment was defeated.

Several people expressed concerns about the article. Susan Ahearn wondered why the Town doesn't just pay the \$150,000.00 to get the project completed. No further discussion or questions on the article. The Moderator asked for a show of hands to vote on article 12. The article was declared defeated (Yes 100 No 143).

John Simms made a motion to reconsider article 12. Eric Roseen seconded the motion. No discussion or questions on the motion to reconsider article 12. The Moderator asked for a show of hands to vote on reconsideration of article 12. The motion to reconsider was declared defeated.

Article 13: To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of purchasing a Town Highway Truck and to raise and appropriate the sum of Twenty Five Thousand Dollars (\$25,000.00) to be deposited in said fund; and further, to appoint Selectmen as agents to expend both principal and interest.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and not recommended by the Budget Committee 3-4)

A motion was made by Selectmen Dan Duffy and seconded by Ernie Carter. The current Town Highway truck is 16 years old and has broken down several times this year. Recent repairs have been costly. The Town is looking to establish a Capital Reserve Fund to purchase a new truck in the near future. The Road Agent Jim Bean was asked how much a new truck would cost. Mr. Bean estimated it would cost \$150,000.00 to \$175,000.00 for a new truck. John Simms made a motion to amend the article to insert the words **"after approval of the project by Town Meeting"** at the end of the warrant article. Paul Thornton seconded the motion. After a brief discussion on the proposed amendment, John Simms made a motion to withdraw the amendment to the article. Paul Thornton seconded the motion to withdraw the amendment.

John Simms made a new motion to amend the article to remove the wording "**and further, to appoint Selectmen as agents to expend both principal and interest.**" Paul Thornton seconded the motion. No discussion or questions on the amended article. The Moderator asked for a show of hands of the amendment to article 13. The Moderator declared the amended article passed.

Fenton Varney made a motion to amend the amended article to increase the amount to be raised and appropriated from "**\$25,000.00 to \$150,000.00**" and to put back the wording of "**and further, to appoint Selectmen as agents to expend both principal and interest**" at the end of the article. Jack Widmer seconded the amendment to the amended article. Mr. Varney felt the Town should buy the new Highway Truck now and not wait. Further repairs to the current truck could be costly. No further discussion or questions. The Moderator asked for a show of hands on the proposed amendment to the amended article which would read "**To see if the Town will vote to establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of purchasing a Town Highway Truck and to raise and appropriate the sum of One-hundred fifty thousand Dollars (\$150,000.00) to be deposited in said fund; and further, to appoint Selectmen as agents to expend both principal and interest.**" The amendment to the amended article was declared passed. The Moderator re-read the amended article again and asked for a show of hands. The article was declared passed.

Article 14: To see if the Town will vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000.00) for Master Plan Update expenses.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and not recommended by the Budget Committee 2-5)

A motion was made by Lloyd Wood and seconded. The Master Plan is in need of updating. Land use should be done every 10 years by state statue. This will help the Town with future planning and priorities. No questions or discussion. The Moderator asked for a show of hands to vote on the article. The article was declared passed.

Article 15: To see if the town will vote to establish a contingency fund for the current year for unanticipated expenses that may arise and further to raise and appropriate Five Thousand Dollars (\$5,000.00) for said purpose. Said sum to come from the Unassigned Fund Balance and no amount to be raised from taxation. Any appropriation left in the fund at year end will lapse to the general fund.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and the Budget Committee 7-0)

A motion was made by Lloyd Wood and seconded by Tony Triolo. This is a warrant article which must be voted on every year by voters at the Town Meeting. If any money is spent, the Selectmen must provide an itemized list of how the money was expended.

No questions or discussion. The Moderator asked for a show of hands to vote on the article. The article was declared passed.

Article 16: To see if the Town will vote to discontinue the Library Capital Reserve Fund created in 2010 and the Library Capital Donations Fund created in 2007. Said funds, with accumulated interest to date of withdrawal, are to be transferred to the general fund. This Warrant Article is contingent on the passage of Warrant Article 4. If Warrant Article 4 does not pass, this Warrant Article will be null and void.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0)

A motion was made by Andrew McCall and seconded by Tony Triolo to table this article. No questions or discussion. The Moderator asked for a show of hands to table the article. The article was declared tabled.

Article 17: To see if the Town will vote, pursuant to NH RSA 35:9-a, II, to authorize the Trustees of Trust Funds to pay for capital reserve fund investment management services, and any other expenses incurred, from capital reserve funds income. No vote by the Town to rescind such authority shall occur within five years of the original adoption of this article. (Majority vote required)

(Recommended by the Board of Selectmen 3-0)

A motion was made by Peter Sluski and seconded by Ernie Carter. Trustee of the Trust Funds Peter Sluski addressed the article indicating that the State has recommended this article. This allows the fees for management services to come out of the interest bearing account. A long-term commitment with an investment management service allows for a greater return on investments. Currently there are 160 towns using the services of the investment management service the Town of Tuftonboro will be using. No questions or discussion. The Moderator asked for a show of hands to vote on the article. The article was declared passed.

Article 18: To see if the Town will vote to raise and appropriate the Budget Committee recommended sum of Three Million Two Hundred Thirty Eight Thousand Six Hundred Seventy One Dollars (\$3,238,671.00) for general Town Operations.

The Selectmen recommend Three Million Three Hundred Twenty One Thousand One Hundred Seventy One Dollars (\$3,321,171.00).

This article does not include any special or individual Warrant Articles addressed separately.

(Majority vote required)

(Recommended by the Budget Committee 5-1)

The article was moved by Gary Chehames and seconded by Fenton Varney. Budget Committee Chairman Gary Chehames addressed the article. The difference between the Selectmen's budget and the Budget Committee's budget is \$82,500.00. The Budget

Committee removed \$50,000.00 for preparation and repairs of town roads from the Selectmen's recommended budget and included it in Article 10 for paving of town roads. The Budget Committee also did not recommend the \$15,000.00 to tear down the Dearborn house as they felt this should be a warrant article. They did not support the additional \$17,500.00 the Selectmen recommended.


Carolyn Sundquist made a motion to amend the article by increasing the budget committees' budget by \$20,000.00. Lloyd Wood seconded the motion. Since the creation of the budget the Town has incurred unanticipated expenses of \$11,250.00 for repairs to the Town Highway truck, \$4,531.00 for repair and cleanup of a burst sprinkler pipe at the Central Fire Station, \$1,000.00 for vehicle repairs to the Code Officers truck which was run into and \$3,200.00 for increased electricity & heating expenses. The amended article would read: "To see if the Town will vote to raise and appropriate the Budget Committee recommended sum of **Three Million Two Hundred Fifty Eight Thousand Six Hundred Seventy One Dollars (\$3,258,671.00)** for general Town Operations. This article does not include any special or individual Warrant Articles addressed separately."

Gary Chehames indicated the Budget Committee supports the \$11,250.00 increase. Bob McWhirter expressed his concern, he feels there is money in the budget to be moved around to pay for the expenses and he does not support the amended article. Carla Lootens feels the money to demolish the Dearborn building should be included as there is asbestos in the building and this is a safety concern. No further questions or discussion regarding the amended article. The Moderator asked for a show of hands to vote on the amended article. The amended article was declared passed.

A motion was made by Sue Ahearn to amend the amended article by increasing the amended budget by \$17,000.00 for the removal of the house on the Dearborn property and the permitting fees for the Lake Road Boat Launch. The amendment to the amended article was seconded by Betsy Thornton. Concerns were expressed. No further questions or concerns. The Moderator asked for a show of hands on the amendment to the amended article. The amendment to the amended article was defeated (Yes 77 and No 92).

A motion was made by Paul Thornton and seconded by David Lee to adjourn the meeting at 10:34 PM. There were approximately 536 people in attendance.

Respectfully submitted,




Heather K. Cubeddu
Tuftonboro Town Clerk

ADDENDUM:
RESULTS OF THE RECOUNT FOR BUDGET COMMITTEE

On March 11, 2015, Gary Chehames submitted in writing a request for a recount of the votes cast for Budget Committee on March 10, 2015. The recount will be held on March 16, 2015 at 10:00 AM and was announced at the Town Meeting on March 11, 2015. Gary Chehames and Carla Lootens were both notified of the recount date and time.

On March 16, 2015 at 10:00 AM, the recount was conducted by the Board of Selectmen- Carolyn Sundquist, Lloyd Wood, Dan Duffy, Moderator Dan Barnard and Town Clerk Heather Cubeddu. Gary and Bonnie Chehames were present for the recount as well as a few other residents. The ballots cast for Budget Committee were counted two times by the recount board. The results showed a final vote of 244 votes for Gary Chehames and 246 votes for Carla Lootens.

Respectfully submitted,



Heather K. Cubeddu
Tuftonboro Town Clerk