TOWN OF CENTER HARBOR
TOWN MEETING
March 9, 2010

Ballot Clerks Barbara Lauterbach, Helen Heiner, and Sandra Condojani were sworn in and it was announced that the time for accepting absentee ballots would be 1:00 P.M.

The March ninth, two thousand ten Town Meeting was called to order at ten of the clock in the morning by Moderator John Kimball II, who announced the polls to be open to act upon Article 1.

At 1:00 P.M. the absentee ballots were accepted. The polls were closed at 6:00 P.M. and the ballots were tallied.

Article 1. All town offices and school board members for the year ensuing were voted on, with the following results:

Selectman for 3 years:	
Charles G. Hanson	192 votes
Craig Hale	1 vote
Bob Beem	1 vote
John Jordan	1 vote
Treasurer for 3 years:	
Jeannie L. DeGrace	192 votes
Everett Bennett	1 vote
Tax Collector for 3 years:	
Ellen D. Burns	185 votes
Jeannie DeGrace	3 votes
Brendan Laffey	2 votes
Jessie Foley	1 vote
Town Clerk for 3 years:	
Sheila Mohan	200 votes
Janet Kimball	2 votes
Maureen Criasia	1 vote
Trustee of Trust Funds for 3 years:	
Joseph Hulkow	194 votes
George t. Hooper	1 vote
Dennis Schofield	1 vote
Moderator for 2 years:	
John P. Kimball II	200 votes
Bob Beem	1 vote

Supervisor of the Checklist for 6 years:

Ingrid I. Smith	198 votes

Moderator for School District for 1 year:

Lee W. Quimby	191 votes
Everett Bennett	1 vote

Member of School Board for 3 years – Resident of Meredith:

John R. Carty	116 votes
Christopher A. Mega	63 votes
Carl Johnson	2 votes
Beth Hamblet	1 vote
Kurt Colby	1 vote

Member of School Board for 3 years – Resident of Center Harbor:

Rebecca A. Alosa	178 votes
Sally Smith	6 votes
Diane Drenkhahn	3 votes
Janet Hooper	1 vote
Bob Beem	1 vote
David Schimke	1 vote

At 7:50 P.M. the Town Meeting was reconvened in the Fire Station to act upon Article 2 through 35. The Moderator, John Kimball II, called the meeting to order with the Pledge of Allegiance. Mr. Kimball explained the procedure for voting on the Articles, announced the results of the Town Election and the School District Election and asked if there were any requests for secret ballots. There was a request for Article 33 to be voted on by secret ballot. Mr. Kimball asked if there was any objection to moving Article 33 up so that it could be voted on after Article 2. It was moved by Carolyn Schoenbauer and seconded by John Schoenbauer to move Article 33 up. The motion carried.

Article 2. It was moved by Charley Hanson and seconded by Richard Drenkhahn to raise and appropriate the sum of $1,359,457 for the construction and original equipping of a new Police Station, and to authorize the issuance of not more than $1,200,000 of bonds and notes in accordance with the provisions of the Municipal Finance Act (RSA 33) and to authorize the board of Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon; furthermore, to authorize the withdrawal of $59,457 from the Public Safety Facility Capital Reserve Fund created for this purpose. The Selectmen recommend this appropriation. A 2/3 ballot vote is required. Charley Hanson said that this was something that started out eight years ago. An outside firm identified a need for a police department. In 2006 a Space Needs Committee and the Committee found that the number one space need was additional space for the Police Department. In 2008 a Building Committee was formed and charged with investigating a location and design for a police station. Mr. Hanson said that Richard Drenkhahn was the Selectmen's Representative on this Committee. Randy Mattson said

that the Board of Selectmen fully supports this proposal and for four consecutive years the citizens of Center Harbor have approved the appropriation of funds for this project. Due to lack of space the Center Harbor Police have been using the Meredith Police Department to perform some of their duties. The Meredith Police Department is not willing to enter into a formal agreement with the town of Center harbor for the use of their facility; if Meredith did decide to allow us use their facility we would probably be required to share the cost of their Police Department budget and their new building. The Brooks' property was chosen because of its proximity to other Municipal offices. It was purchased with the approval of the voters at a Special Town Meeting on November 17, 2004, with consideration for the use of the property, for a Police Department. The existing well, sewer line and road would save on costly expenditures. Ms. Mattson said that the Morrill Park, which is adjacent to the Brooks property, presented a particular challenge. The Town has been working with the Attorney General's Office of Charitable Trusts to resolve the complication. A petition has been filed at the Belknap County Probate Court. Included in this petition is the statement, "The Attorney General Director of Charitable Trusts assents to the relief requested in this petition." Recently misleading information has been circulated about the Attorney General's position. The Selectmen contacted Terry Knowles at the Attorney General's Office and on March 5th Ms. Knowles commented, "Barry Borella did not include our entire conversation in his letter to the editor. When he called me several weeks ago I told him the AG's office was not in favor of the project in the beginning but over time all parties arrived at a mutually agreeable solution and the Attorney General will assent to the petition to swap a larger parcel of property for the Morrill Park land. It is unfortunate he has chosen to omit the second half of my remarks." What the Town would is add adjacent Town property to develop a new Park in honor of Dr. Leonard B. Morrill which would increase the Park by 143%. The park would have walkways, benches and landscaping and a Park Commission would be created to oversee the use and care of the new park. Ms. Mattson thanked the Building Committee for their time and efforts over the past year. Dennis Schofield had a copy of the Trust and read it. He said that the Park was given to the Town in 1963 and the Town has held the Trust since then. Mr. Schofield said that he feels that this is important. He also said that money has never been appropriated for the care of the park and that we have failed to maintain it. Mr. Schofield said that he doesn't think that this is what the intent was when the Town was given this property. Mr. Schofield said that the project looks great and everything would be connected but he doesn't feel the property should be used for it. Barry Borella said that at he attended a meeting several months ago and at that meeting one of the Selectmen stated that with respect to Morrill Park it was a done deal and that the AG was going to sign off on this. Mr. Borella said that he had correspondence with the Terry Knowles of the AG's Office and asked her about the Park. He said that Atty. Knowles said that the Park was not just another piece of Town property and in the case of Center Harbor the proposed use was not consistent with the terms of the original Trust. Atty. Knowles said that the Town has chosen and they agreed to exchange a parcel of Town Park for a part of Dr. Morrill Park. Mr. Borella said that since the Town must petition Probate court to do this it is not a done deal. Mr. Borella thinks that there could be a challenge in Probate court. Voting for this Article began at 8:23 P.M. and closed at 9:23 P.M. The Article was defeated by a vote of 110 Yes and 63 No votes.

Article 33. It was moved by John Schoenbauer and seconded by David Johnson to approve the following resolution to be forwarded to our State Representative(s), our State Senator, the Speaker of the House and the Senate President. Resolved: The citizens of New

Hampshire should be allowed to vote on an amendment to the New Hampshire Constitution that defines "marriage". By petition. Fred Campbell said that this was brought forward to get the feeling of the communities. He said that both parties have neglected to let voters in the State vote on this issue. Rochelle Caney said that she did not understand what a yes or no vote would mean. John Kimball explained that a "yes" vote would forward this to the State to allow us to vote on this. Fred Campbell said that basically this is a method to show the legislators the interest of the people in the State. Mr. Campbell said that this is non-binding and non-partisan. He continued and said that both parties have had the opportunity to do this. John Kimball asked if this is to get the people in the State to vote on the definition of marriage. Fred Campbell said that this is put this on the ballot so we can vote on it. Tracy Aquilla said that the point of this measure is to send the message that we want to vote on this when it gets to the legislators; the definition could be anything but we would be able to vote on it. Jessie Foley said that she feels that the legislators should not be involved at all. David Hughes said that this would be the first step to amend the Constitution of the State of New Hampshire. Christine Buhrman said that she agrees with Jessie Foley; this should come from individuals not the Town. Kent Warner said that the State should not decide who can get married. Armand Leroux said that this should be put off until we know what we are voting for. Carl Marshall said that a constitutional amendment has to come to the voters. The polls were opened at 8:44 P.M and closed at 9:45 P.M. This Article passed with a vote of 63 Yes and 56 No votes. The motion carried.

Article 3. It was moved by Richard Drenkhahn and seconded by Diane Drenkhahn to raise and appropriate $714,114 to defray the Town charges for the ensuing year. ($689,628 appropriated in 2009). The motion carried.

Article 4. It was moved by Randy Mattson and seconded by Peter Louden to raise and appropriate $20,000 to be placed in the existing Town Buildings Repairs and Maintenance Expendable Trust Fund for the purpose of repairing and maintaining municipally owned buildings. ($50,000 appropriated in 2009) Recommended by the Selectmen. The vote was unanimously in favor.

Article 5. It was moved by Charley Hanson and seconded by John Schoenbauer to create an Expendable Trust fund, under the provisions of RSA 31:19-a, to be known as the Energy Conservation & Improvements Expendable Trust fund for the purpose of implementing the recommendations from the energy audit and future evaluations, as may be performed on municipally owned buildings and grounds and to raise and appropriate the sum of $20,000 for this fund and to appoint the Selectmen as agents to expend from this fund. Recommended by the Selectmen. (Majority vote required). Chris Williams explained that the Energy Committee had an energy audit done of the Municipal Building, Library and town Garage. The Energy committee has applied for two grants, one in the amount of $297,648 for photovoltaic cells and the second one is for $164,532 for energy efficiency in those buildings. Mr. Williams said that the $20,000 could be used to fund additional studies if we don't get the grants. Mr. Williams said that the Library has two carbon kits that can be checked out to check the energy use in our homes. The vote to approve this article was unanimous.

Article 6. It was moved by Richard Drenkhahn and seconded by Richard Drenkhahn Jr. to raise and appropriate the sum of $25,000 for the purpose of digitally mapping the Town.

Recommended by the Selectmen. (Majority vote require). Mr. Drenkhahn explained that the intent of this article is for property tax assessing. The Town can take advantage of a State program and will save about $20,000 on the mapping. This motion carried.

Article 7. It was moved by Randy Mattson and seconded by Julian Shlager to raise and appropriate the sum of $4,400 for the purpose of the perambulation of the Town's boundary lines. Recommended by the Selectmen. (Majority vote required). This motion carried.

Article 8. It was moved by Charley Hanson and seconded by Peter Louden to raise and appropriate the sum of $500 for the purpose of supporting the Coalition Communities. Recommended by the Selectmen. (Majority vote required). Motioned carried.

Article 9. It was moved by Richard Drenkhahn and seconded by Diane Drenkhahn to raise and appropriate the sum of $343,847 for the maintenance of Town Highways and Bridges, including sidewalks and dead tree removal. $36,218 to be paid from State Highway Block Aid, the balance of $307,629 to be raided by taxes. ($355,272 appropriated in 2009). Eric Strapp asked for some clarification. He said that last year the appropriation was for $355,272 and that we did not appropriate the $60,000 that is in Article 10. Mr. Strapp went on to say that last year the Highway Department spent $301,463 so this is asking for a 14% increase; the next article is asking for $60,000. Mr. Strapp said that the total expenditure for Article 9 and 10 is $403,847 as opposed to last year which was $355,272. Richard Drenkhahn explained that this is an ongoing article; last year we had encumbered funds so it was not on the Warrant. Christine Buhrman said that she is very concerned for about twenty trees on High Haith Road. Ms. Buhrman said that she has written to the Selectmen and has spoken to the Road Agent. Ms. Buhrman feels that these trees are a grave danger. Road Agent Jeff Haines said that he has emailed Ms. Buhrman about these trees. He said that for the most part they are outside the right-of-way on private property. This Article passed.

Article 10. It was moved by Randy Mattson and seconded by Diane Drenkhahn to raise and appropriate the sum of $60,000 for the purpose of road surface management. Road Agent Jeff Haines said that we are in the process of updating the town Master Plan. The Town with the help of Lakes Region Planning Commission will be coming up with a road management plan that will use the funding in the best possible way. Motion carried.

Article 11. It was moved by Charley Hanson and seconded by Peter Louden to raise and appropriate the sum of $40,000 to be placed in the existing Capital Reserve Fund for the purpose of construction of a sand/salt storage shed. ($100,000 appropriated in 2009). Recommended by the Selectmen. Charley Hanson amended this Article to raise and appropriate the sum of $95,000 to be placed in the existing Capital Reserve Fund for the purpose of construction of a sand/salt storage shed. This motion was seconded by Diane Drenkhahn. Mr. Hanson explained that in 2009 the bids for the sand/salt shed were higher than what we had. The bids were just sent out again and they ranged from $340,000 down to $210,000. The additional $95,000 will allow the Town to build a sand/salt shed that will last for many years. Mr. Hanson said that if this is approved the storage shed will be built this year. The amendment passed. The Article as amended passed.

Article 12. It was moved by Richard Drenkhahn and seconded by John Schoenbauer to raise and appropriate the sum of $30,000 to be added to the Highway Department Truck or Equipment Capital Reserve Fund previously established. ($30,000 appropriated in 2009) Recommended by the Selectmen. The motion carried.

Article 13. It was moved by Randy Mattson and seconded by David Johnson to raise and appropriate the sum of $249,787 for the operation of the Police Department ($248,665 appropriated in 2009). The motion carried.

Article 14. It was moved by Charley Hanson and seconded by William Koerber to raise and appropriate the sum of $20,000 to be placed in the existing Capital Reserve Fund for the purpose of purchasing a fully equipped police cruiser. ($20,000 appropriated in 2009). Recommended by the Selectmen. The motion carried.

Article 15. It was moved by Richard Drenkhahn and seconded by William Koerber to raise and appropriate the sum of $141,903 for the maintenance of the Center Harbor Fire Department ($138,899 appropriated in 2009) The motion carried.

Article 16. It was moved by Randy Mattson and seconded by Marty LeRoy to raise and appropriate the sum of $25,000 to be placed in the existing Capital Reserve fund for the purpose of purchasing a Fire Department engine or rescue vehicle. ($20,000 appropriated in 2009) Recommended by the Selectmen. The motion carried.

Article 17. It was moved by Charley Hanson and seconded by John Schoenbauer to raise and appropriate the sum of $5,000 to be placed in the existing Capital Reserve fund for the purpose of purchasing Self-Contained Breathing Apparatus (S.C.B.A.) ($0 appropriated in 2009). Recommended by the Selectmen. This motion carried.

Article 18. It was moved by Richard Drenkhahn and seconded by Diane Drenkhahn to raise and appropriate the sum of $1 to be placed in the existing Capital Reserve Fund for the purpose of design and construction of a Public Safety Building. Mr. Drenkhahn asked if this Article could be moved to the end of the Police Department vote. (Article 2). Those present agreed.

Article 19. It was moved by Randy Mattson and seconded by Chris Williams to vote to discontinue the Solid Waste Capital Reserve Fund created in 1978. Said funds, with accumulated interest to date of withdrawal, are to be transferred to the Town's general fund to offset the cost of solid waste disposition of 2010. Charley Hanson explained that this is an old fund and the money, approximately $21,000, would be used to help pay for the solid waste disposition. The motion passed.

Article 20. It was moved by Charley Hanson and seconded by Diane Drenkhahn to raise and appropriate the sum of $157,748 for the disposition of Solid Waste. $21,309 to come from the closed Solid Waste Capital Reserve fund, if Article 19 passes. ($165,104 Appropriated in 2009). The motion passed.

Article 21. It was moved by Richard Drenkhahn and seconded by Helen Heiner to raise and appropriate the sum of $81,721 for the operation of the James E. Nichols Memorial Library. ($88,272 appropriated in 2009). The motion carried.

Article 22. It was moved by Randy Mattson and seconded by Carolyn Schoenbauer to raise and appropriate the sum of $54,088 for the purpose of providing ambulance service to the Town. ($54,468 appropriate in 2009). The motion carried.

Article 23. It was moved by Charley Hanson and seconded by John Schoenbauer to raise and appropriate the sum of $56,250 for Parks and Recreation. ($61,850 appropriated in 2009). The motion carried.

Article 24. It was moved by Richard Drenkhahn and seconded by Diane Drenkhahn to establish a Recreation Revolving Fund pursuant to RSA 35-B:2 II. The money received from fees and charges 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 Town's general fund unreserved fund balance. The Town Treasurer shall have custody of all monies in the fund, and shall pay out the same only upon order of the Board of Selectmen (no further Town Meeting approval required). These funds may be expended only for recreation purposes as stated in RSA 35-B and no expenditure shall be made in such a way as to require the expenditure of other town funds that have not been appropriated for that purpose. Richard Drenkhahn explained that the Selectmen wanted to do this in order to have a clear way to trace funds and to offset some of the cost of Parks and Recreation. The motion passed.

Article 25. It was moved by Randy Mattson and seconded by Richard LaPlante to raise and appropriate the sum of $21,550 for Patriotic Purposes including Fourth of July activities. ($20,630 appropriated in 2009). This motion carried.

Article 26. It was moved by Charley Hanson and seconded by Diane Drenkhahn to raise and appropriate the sum of $9,200 for the Center Harbor Band Concerts. ($9,721 appropriated in 2009). This motion carried.

Article 27. It was moved by Richard Drenkhahn and seconded by Marty LeRoy to raise and appropriate the sum of $25,000 for Direct Welfare. ($14,000 appropriate in 2009). The motion carried.

Article 28. It was moved by Randy Mattson and seconded by Julian Shlager to raise and appropriate the sum of $1,750 for the support of Emergency Management. ($1,250 appropriated in 2009). The motion carried.

Article 29. It was moved by Charley Hanson and seconded by Richard LaPlante to raise and appropriate the sum of $1,050 for Center Harbor's share of the operation of the Red Hill Fire Tower. ($1,050 appropriated in 2009). The motion carried.

Article 30. It was moved by Richard Drenkhahn and seconded by Diane Drenkhahn to raise and appropriate the sum of $500 for the Centre Harbor Historical Society. ($500 appropriated in 2009). The motion carried.

Article 31. It was moved by Randy Mattson and seconded by Carolyn Schoenbauer to raise and appropriate the sum of $38,753 for the support of the following health and welfare agencies. ($38,252 appropriated in 2009):

Agency	2010 Request	2009 Appropriation
Meredith Public Health	$12,201	$12,201
Winnipesaukee Wellness Center	$ 6,000	$ 6,000
Community Action Program	$ 8,400	$ 8,400
Child & Family Services	$ 3,500	$ 3,500
Inter-Lakes Day Care	$ 4,662	$ 4,662
New Beginnings	$ 1,000	$ 1,000
American Red Cross	$ 490	$ 489
Genesis	$ 1,500	$ 1,500
CASA	$ 500	$ 500
Center Harbor Soup Kitchen	$ 500	$ 500
Total	$38,753	$38,252

David Schimke said that last year the Soup Kitchen request came in too late for the Warrant. Because it is new this year he would like to know why if it is called the Center Harbor Soup Kitchen there are people coming from Wakefield and Tamworth. Mr. Schimke would like to know if we can restrict them from using our name and our church and if there can be boundaries of who would be served. Mr. Schimke asked if someone was present who could speak to this. It was moved by Eric Strapp and seconded by Marty LeRoy to allow Michelle Taft, who is not a resident of Center Harbor to speak. The motion passed. Michelle Taft, Co-Chair, of the Center Harbor Soup Kitchen, said that they called themselves the Center Harbor Soup Kitchen because they are housed in Center Harbor and wanted to use the name of where they are located. The Congregational Church has allowed them the use of their facility. They are open every Tuesday evening from 5:30 to 6:30 P.M.; they do not have anyone sign in when they come. Ms. Taft said that their budget is $7,000. Kent Warner, a Trustee of the Congregational Church, said we are a community, if those who come can afford it they chip in; this is self-supporting. The motion carried.

Article 32. Due to Article 2 not passing this Article was struck from the Warrant.

Article 18 was brought forward at this time. It was moved by Richard Drenkhahn and seconded by John Schoenbauer to amend the sum of $1.00 to $50,000 to be raised and appropriated and to be placed in the existing Capital Reserve Fund for the purpose of design and construction of a Public Safety Facility. Ron Andersen said that Mr. Drenkhahn made the motion backwards. Richard Drenkhahn motioned to amend this Article to put $50,000 in the existing Capital Reserve Fund. Ron Andersen seconded the motion. The motion to amend the Article passed. The Article as amended passed.

Article 34. It was moved by Richard Drenkhahn and seconded by Marty LeRoy to allow a discount of two (2) percent on taxes paid within twenty-two (22) days of issue of tax bills by the Tax Collector. The motion carried.

Article 35. It was moved by Randy Mattson and seconded by John Schoenbauer to choose agents or committees in relation to any article of the Warrant and hear reports of any heretofore chosen.

Roger Kelley and his family wanted to thank the Fire Department for responding so quickly to his brother Reggie's 911 call. Mr. Kelley said that he was amazed at how quickly the firemen responded.

David Schimke said that he had had two attacks last Fall. He wanted to recognize the Fire Department with a donation. Mr. Schimke was told that if he made the check out to the Fire Department that it would go into the Town's General Fund, but if he made it out to the Center Harbor Volunteers Association it would go the firemen and they could use it for what they wanted. Charley Hanson told Mr. Schimke that was true.

Charley Hanson thanked his fellow Selectmen, all of the Department Heads, the Energy Committee, the Building Committee, the Town Employees and all of the Volunteers who do so much for the Town.

John Kimball thanked all of those present.

The 2010 Town Meeting was dissolved at 9:57 P.M.

Respectfully submitted,

Town Clerk