

MINUTES OF THE EFFINGHAM TOWN MEETING 2011

Session I: Tuesday, March 8, 2011

J. Michael Cauble, Moderator called the meeting to order at 11:00 AM; a motion was made by Marilyn Maughan, seconded by Sheila Jones to forego the reading of the first 4 articles. Motion passed by unanimous voice vote. Mr. Cauble declared the polls open.

J. Michael Cauble, Moderator closed the polls at 7:00 PM; Ballot Clerks Marilyn Maughan, Deanna Amaral, Tracy Cragin, Gwenda English, Cheryl Madden, Christopher Wesinger, Yvonne Meisner, and J. Michael Cauble counted the town ballots for election of officers and the 8 questions. The Governor Wentworth Regional School District ballots were delivered to Wolfeboro for counting by Sgt. Robert King. Meeting was adjourned at 9:15 PM to re-convene at the Effingham Elementary School on Saturday, March 12, 2009 at 9:00 AM.

The Checklist listed 961 registered voters, 306 ballots were cast, including 16 absentee ballots. Mr. Cauble announced the following results for the election of officers. Please note that write-in votes of less than five, unless critical to the outcome, are not included in these minutes.

Selectmen, two year term:	Susan Slack	219
	Cuinn McConnell	18*
Selectmen, three year term:	Theresa Swanick	138
	Joseph J. Sherin	19
	Henry Spencer	122
	Quinn McConnell	18*
Moderator, one year term:	J. Michael Cauble	254
Trustee of Trust Funds, three year term:	Douglas Woods	8*
Trustee of Library, three year term (two positions):	Maureen Spencer	142
	Deanna Amaral	200
	Celine M. Bergeron	56
	J. Michael Cauble	89
Budget Committee Member, three year term (2 positions):	Maureen Spencer	178
	Michael Pilkovsky	223
Planning Board Member, three year term (2 positions):	Stefan Zalewski	116
	Jory B. Augenti	141
	William Piekut	133
	Daniel Sinapius	108

ZBA Member, three year term (2 positions):	Timothy White	184
	Jory B. Augenti	160
	Daniel Sinapius	105
Cemetery Trustee, one year term:	N. Eric Potter	19*
	Christine Sanborn	15*
Cemetery Trustee, three year term:	David M. Manley, Jr.	218

*Write-in votes

Article 2. Are you in favor of the adoption of Amendment 2011-1 as proposed by the Planning Board for the Town Zoning Ordinance as follows: Amend Article 16 Wetlands by replacing it in its entirety? The Planning Board is in favor of this article. Yes 151 No 139

Article 3. Are you in favor of the adoption of Amendment 2011-2 as proposed by the Planning Board for the Town Zoning Ordinance as follows: Add a new Article 22 Groundwater Protection which establishes an overlay district and regulates non-residential uses for the protection of ground water? The Planning Board is in favor of this article. Yes 174 No 120

Article 4. Are you in favor of the adoption of Amendment 2011-3 as proposed by the Planning Board for the Town Zoning Ordinance as follows: Amend Section 302 "Farm" definition to read: "As defined by RSA 21:34-a"? The Planning Board is in favor of this article. Yes 181 No 110

Article 5. Are you in favor of the adoption of Amendment 2011-4 as proposed by the Planning Board for the Town Zoning Ordinance as follows: Amend Section 1014 Farm by adding certain regulations pertaining to lot size, Best Management Practices and signage? The Planning Board is in favor of this article. Yes 157 No 133

Article 6. Are you in favor of the adoption of Amendment 2011-5 as proposed by the Planning Board for the Town Zoning Ordinance as follows: Repeal Section 601 Lots in Two Zoning Districts? The Planning Board is in favor of this article. Yes 161 No 110

Article 7. Are you in favor of the adoption of Amendment 2011-6 as proposed by the Planning Board for the Town Zoning Ordinance as follows: Adopt a new Section 601: Section 601 Conflicts – Where there is a conflict in the application of provisions of this zoning ordinance, the more restrictive provision shall apply? The Planning Board is in favor of this article. Yes 146 No 135

Article 8. Are you in favor of the adoption of Amendment 2011-7 as proposed by the Planning Board for the Town Zoning Ordinance as follows: Amend Section 902 by replacing the word "obnoxious" with the word "noxious"? The Planning Board is in favor of this article. Yes 207 No 76.

Article 9. Are you in favor of the adoption of Amendment 2011-8 as proposed by the Planning Board for the Town Zoning Ordinance as follows: Amend Section 708 by adding the words "Lot Density" to the section header and by adding the words "existing and proposed" before the word "structures" in the first sentence? The Planning Board is in favor of this article. Yes 183 No 94

Session II: J. Michael Cauble, Moderator gavelled the meeting to order 9:15 AM on Saturday, March 12, 2010 with approximately 75 Effingham residents. Town Clerk Marilynn Maughan, read the election results from March 8, 2011. Certificates of Appreciation for their service to the town were given to John Burdette, Timothy Eldridge and William Piekut. Elena Piekut from Green Mountain Conservation Group together with Kasey Birth and Benjamin Eldridge, students from the Effingham Elementary School made a presentation on water quality as it pertains to micro invertebrates. The pledge of allegiance was said by the town's residents. A moment of silence was held to remember those Effingham residents that passed away in 2010. Moderator Cauble then proceeded to explain how the meeting would be conducted and read Article 10 to the voters present.

Article 10. To see if the Town will vote to raise and appropriate the sum of Twenty Five Thousand Eight Hundred and Four Dollars (\$25,804.00) to contract the services of Avitar Associates of New England, Inc. for the year 2011. This sum represents payment for the first year of a five-year level funded contract that provides for a full update of property values to market rate in 2015 as required by RSA 75:8-a, as well as general assessing services throughout each of the five years and field data verification of information appearing on property tax cards. This requires a majority vote. The Selectmen and the Budget Committee recommend this appropriation. The article was moved by Susan Slack, seconded by John Meisner. Daniel Sinapius asked if this article was defeated would the town be able to assess property. Susan Slack explained the aspects of assessing as it pertains to state law and the requirements of the State. Arthur Surette asked why there was a salary line for an assessing clerk when we are paying a company to do the assessing. Ms. Slack explained that the assessing clerk function is an addition to what the company accomplishes. Following the discussion, the article passed on a majority voice vote.

Article 11. To see if the Town will vote to raise and appropriate the sum of One Hundred Thousand Dollars (\$100,000.00) for road reconstruction. This requires a majority vote. The Selectmen and the Budget Committee recommend this appropriation. The article was moved by Timothy Eldridge, seconded by John Meisner. A discussion followed regarding which roads would be worked on in 2011. The article passed on a majority voice vote.

Article 12. To see if the Town will vote to raise and appropriate the sum of One Hundred Thirty Thousand Dollars (\$130,000.00) for road resurfacing and sealing. This requires a majority vote. The Selectmen and the Budget Committee recommend this appropriation. The article was moved by John Meisner, seconded by Timothy Eldridge. Following the discussion of the article, the article passed by unanimous voice vote.

Article 13. To see if the Town will vote to raise and appropriate the sum of Twenty Five Thousand Dollars (\$25,000.00) to replace the windows in the Municipal Office Building with

energy efficient windows, to reduce future energy costs. This requires a majority vote. The Selectmen and the Budget Committee recommend this appropriation. The article was moved by Timothy Eldridge, seconded by John Meisner. James Skehan asked how many windows would be replaced. John Meisner stated that all of the windows were to be replaced. Following the discussion, the article passed on a majority voice vote.

Gwen English made a motion to restrict reconsideration of Articles 10-13. The motion was seconded by Neil Eric Potter. The motion passed by unanimous voice vote.

Article 14. To see if the Town will vote to raise and appropriate the sum of Thirty-one Thousand Eight Hundred and Fifty Dollars (\$31,850.00) for payments to the following Capital Reserve Accounts:

		Acct balances 12/31/10
Invasive Aquatic Plants	\$1,350.00	\$10,845.10
Fire Truck/Equipment	\$10,000.00	\$147,664.02
Municipal Maintenance Garage	\$500.00	\$7,781.51
Police Cruiser/Equipment	\$5,000.00	\$28,990.03
Public Safety Buildings	\$2,500.00	\$47,216.60
Rescue Vehicle/Equipment	\$500.00	\$36,565.88
Salt Shed	\$2,000.00	\$9,281.53
Town Owned Bridges	\$8,000.00	\$30,739.25
Transfer Station/Recycling Center	\$2,000.00	\$15,456.06

Total in above Capital Reserve accounts: \$334,539.98

This is a special warrant article. This requires a majority vote. The Selectmen and the Budget Committee recommend this appropriation. The article was moved by Susan Slack, seconded by Timothy Eldridge. Arthur Surette made a motion to reduce the Police Cruiser/Equipment account to -0-. Joan Sullivan seconded the motion. The motion was defeated by a majority voice vote. Following the discussion, the article passed on a majority voice vote.

Article 15. To see if the Town will vote to raise and appropriate the sum of Thirty-four Thousand Dollars (\$34,000.00) for the purchase of a new police department vehicle. The sum of Thirteen Thousand Five Hundred Dollars (\$13,500.00) to come from the undesignated fund

balance, this sum represents reimbursements received for police officer details in 2010. The remaining amount of Twenty Thousand Five Hundred Dollars (\$20,500.00) to be withdrawn from the Police Cruiser Capital Reserve Fund created for this purpose. This is a special warrant article. This requires a majority vote. The Selectmen and the Budget Committee recommend this appropriation. The article was moved by Timothy Eldridge, seconded by John Meisner. There was no discussion. The article passed on a majority voice vote.

Article 16. To see if the Town will vote to raise and appropriate the sum of Four Thousand Dollars (\$4,000.00) to fund an engineering study to optimize operations at the Effingham Transfer Station. The study will include a 20-year forecast, implementation schedule and funding requirements for proposed improvements. This requires a majority vote. The Selectmen and Budget Committee recommend this article. The article was moved by John Meisner, seconded by Paul Bartoswicz. Following a brief discussion whereby questions were asked as to what engineering firm would perform the study, the article passed by unanimous voice vote.

Article 17. To see if the Town will vote to appoint the Conservation Commission as agents to expend from the Aquatic Invasive Plants Capital Reserve Fund previously established. This requires a majority vote. The article was moved by John Meisner, seconded by Susan Slack. Following a brief discussion regarding the Conservation Commission role as agents, the article passed by unanimous voice vote.

Article 18. To see if the Town will vote to raise and appropriate the sum of Two Thousand Dollars (\$2,000.00) to be added to the Emergency Management/Disaster Expendable Trust Fund previously established. This is a special warrant article. This requires a majority vote. The Selectmen and the Budget Committee recommend this appropriation. The article was moved by Timothy Eldridge, seconded by John Meisner. Following a brief discussion as to what these funds are used for, the article passed by unanimous voice vote.

A motion was made by Gwen English, seconded by Andrew Hubbard to restrict reconsideration of articles 14 through 18. The motion passed on a majority voice vote.

Article 19. To see if the Town will vote to raise and appropriate the sum of Five Thousand Dollars (\$5,000.00) to be added to the Municipal Buildings Expendable Trust Fund previously established. This is a special warrant article. This requires a majority vote. The Selectmen and the Budget Committee recommend this appropriation. The article was moved by John Meisner, seconded by Timothy Eldridge. Following a brief discussion as what these funds are used for, the article passed by majority voice vote.

Article 20. To see if the Town will vote to raise and appropriate the sum of Five Thousand Dollars (\$5,000.00) to be added to the Planning and Land Use Expendable Trust Fund previously established. This is a special warrant article. This requires a majority vote. The Selectmen and the Budget Committee recommend this appropriation. The article was moved by Timothy Eldridge, seconded by John Meisner. Following a brief discussion as to what the Planning Board plans to use these funds for, the article passed by unanimous voice vote.

Article 21. To see if the Town will vote to raise and appropriate the sum of One Hundred Dollars (\$100.00) to be added to the Parks and Recreation Trust Fund previously established. This is a special warrant article. This requires a majority vote. The Selectmen and Budget

Committee recommend this appropriation. The article was moved by John Meisner, seconded by Timothy Eldridge. There was no discussion. The article passed by unanimous voice vote.

Article 22. To see if the Town will vote to raise and appropriate the sum of Two Thousand Five Hundred Dollars (\$2,500.00) to be added to the Library Equipment Expendable Trust Fund previously established. This is a special warrant article. This requires a majority vote. The Selectmen and Budget Committee recommend this appropriation. The article was moved by Susan Slack, seconded by Timothy Eldridge. Following a brief discussion as to what the Library plans are for these funds, the article passed by unanimous voice vote.

Article 23. To see if the Town will vote to raise and appropriate the sum of Five Thousand Dollars (\$5,000.00) to support Life Bridge, Inc. Life Bridge is a teen mentoring organization serving students in the Kingswood Regional High and Middle Schools. Life Bridge supports at-risk students aged 12 to 18 with one-to-one mentoring services and offers students healthy group events aimed at helping curb delinquency and risky behaviors. Currently Life Bridge serves about 25 families from Effingham. This article is petitioned by Andrew Johnson and others. This requires a majority vote. The Selectmen and Budget Committee do not recommend this appropriation. The article was moved by Paul Bartoswicz, seconded by William Piekut. Andrew Johnson explained how Life Bridge functions and its organization. A discussion followed regarding the organization's assistance to Effingham students. A motion was made by Neil Eric Potter, seconded by James Pittman to reduce the appropriation to \$2,500.00. The motion passed on a hand count of Yes 37, No 34. A motion was then made by Blair Folts, seconded by Avril Davis, to amend the motion from \$2,500.00 to \$500.00. The amended motion passed on a hand count of Yes 34, No 28. The amended article appropriating \$500.00 to support Life Bridge, Inc., was passed by majority voice vote.

Article 24. To see if the Town of Effingham will vote to establish the Technology Development Expendable Trust Fund, under the authority of RSA 31:19-a, for the purpose of evaluation and pursuing the expansion of broadband access to underserved areas, and updating the Town website; and to appropriate to this fund the sum of Two Thousand Five Hundred Dollars (\$2,500.00) from the Town's unreserved fund balance (to which cable franchise fees received by the Town are deposited); and further, to name the Board of Selectmen as agents to expend from the fund. This article is petitioned by Eve Klotz and others. This requires a majority vote. The Selectmen and Budget Committee recommend this appropriation. The article was moved by Theresa Swanick, seconded by Eve Klotz. Following a lengthy discussion as to what the intent of this article is and what the funds would be used for, the article passed by majority voice vote.

A motion was made by Gwen English, seconded by Cherlye Feirick to restrict reconsideration of Articles 19 through 24. The motion passed by majority voice vote.

Article 25. To see if the Town will vote to raise and appropriate the sum of One Thousand Dollars (\$1,000.00) to purchase a digital/audio camera for the purpose of recording all public meetings for residents to review who cannot make the meetings and also for historical preservation. This article is petitioned by Tammy Sinapius and others. This requires a majority vote. The Selectmen and Budget Committee do not recommend this appropriation. The article

was moved by Daniel Sinapius, seconded by Joseph Sherin. A brief discussion followed as to the purpose of this article. Following the discussion, the article failed on a majority voice vote.

A motion was made by Gwen English, seconded by Cheryle Feirick to restrict reconsideration of Article 25. The motion passed on a majority voice vote.

Article 26. To see if the Town will vote to raise and appropriate the sum of \$1,273,206.00 for the ensuing year for general operations. This requires a majority vote. The Selectmen and the Budget Committee recommend this appropriation.

The article was moved by Timothy Eldridge, seconded by Susan Slack. A discussion concerning the lack of the Historic District Commission budget and whether it could be added to the Planning and Zoning budget line was held. It was decided by the Moderator that since there was no line specifically stating "Historic District Commission" that it could not be added. The following motions were made and passed by unanimous voice vote: Police – reduce vehicle maintenance to \$2,000.00; Fire/Rescue Department – increase Truck & Equipment Maintenance to \$17,750.00; Highways & Streets – decrease Road Maintenance to \$142,500.00. Following the discussion of this article, The general operating budget of \$1,272,706.00 was passed by unanimous voice vote.

Executive

Benevolence Expenses	200.00
Computer & Network Expense	1,800.00
Mileage	250.00
Office Equipment & Supplies	2,750.00
Postage	1,000.00
Salaries	
<i>Administrative Assistant</i>	32,250.00
<i>Clerical Support</i>	7,660.00
<i>Moderator</i>	500.00
<i>Selectmen</i>	21,000.00
<i>Trustee of Trust Funds</i>	300.00
Total Salaries	61,710.00
Telephone	1,350.00
Town Meeting Expense	200.00
Town Report Printing	1,600.00

Workshops & Seminars	300.00
Total · Executive	71,160.00

4140 · Election & Registration

Advertising	150.00
Association Dues	20.00
Books & Publications	350.00
Mileage	75.00
Office Equipment & Supplies	600.00
Postage	900.00
Salaries	
<i>Ballot Clerk</i>	130.00
<i>Deputy Town Clerk</i>	7,000.00
<i>Town Clerk</i>	9,000.00
Total Salaries	16,130.00
Telephone	575.00
Workshops & Seminars	500.00

Total . Election & Registration 19,300.00

Checklist Supervisors 2,275.00

Financial Administration

Association Dues	20.00
Auditors	5,000.00
Bank Service Charges	150.00
Financial/Banking supplies	550.00
Mileage	75.00
Office Equipment & Supplies	500.00
Postage	2,800.00
Registry of Deeds	500.00
Salaries	
<i>Deputy Tax Collector</i>	7,000.00

Deputy Treasurer	725.00
Tax Collector	9,000.00
Treasurer	1,717.00
Total Salaries	18,442.00
Software Support	1,980.00
Telephone	575.00
Workshops & Seminars	550.00
Total • Financial Administration	31,142.00
Budget Committee	230.00
Assessing	
Equipment & Supplies	300.00
Mileage	100.00
Postage	400.00
Salaries	14,000.00
Software Support	2,100.00
Tax Map Maintenance	2,500.00
Workshops & Seminars	250.00
Total • Assessing	19,650.00
Legal	20,000.00
Payroll Expenses	
New Hampshire Retirement-Town	19,000.00
Payroll Expenses - Other	21,000.00
Total • Payroll Expenses	40,000.00
Planning & Zoning	
Planning Board	4,581.00
Enforcement Officer	9,819.00
Zoning Board of Adjustment	2,030.00
Total • Planning & Zoning	16,430.00

Government Buildings

Building maintenance/supplies/equipment	15,000.00
Electricity	13,000.00
Heating Fuel	12,000.00
Salaries	5,500.00
Sanitation	1,500.00

Total · Government Buildings 47,000.00

Cemeteries 4,000.00

Insurance Fees

Employee Insurance	66,000.00
Primex/ Unemployment & Workers Comp.	8,900.00
Property Liability	15,000.00

Total · Insurance Fees 89,900.00

Advertising & Regional Dues 3,000.00

Police

Association Dues	20.00
Equipment	1,000.00
Fuel	6,000.00
Postage	100.00
Radar recertification	130.00
Radio maintenance	500.00

Salaries

<i>Police Chief Salary</i>	56,377.00
<i>Police Officer Salaries</i>	7,016.00
<i>Police Sergeant Salary</i>	50,956.00
<i>Secretary</i>	5,741.00
Total Salaries	<u>120,090.00</u>

Software Support 1,350.00

Supplies 1,000.00

Telephone	1,200.00
Training	250.00
Uniforms & protective gear	1,500.00
Vehicle Maintenance	3,500.00

Total · Police 136,640.00

Fire/Rescue Department

Disease Protection	500.00
EMS Contract	25,020.00
Fire Prevention	500.00
Fuel	2,000.00
General Expenses & Supplies	2,000.00
Medical Supplies	1,750.00
Member Compensation	20,000.00
Mileage	500.00
Mutual Aid & Dues	5,500.00
New Equipment Purchase	2,225.00
Personnel Background Checks	1,400.00
Radio	3,000.00
Secretary	4,500.00
Telephone	1,875.00
Training	2,000.00
Truck & Equipment Maintenance	15,250.00

Total · Fire/Rescue Department 88,020.00

Emergency Management **600.00**

Forest Fires **3,000.00**

Highways & Streets

Road Maintenance	144,000.00
Winter Roads	240,500.00

Total · Highways & Streets	384,500.00
Street Lighting	6,500.00
Solid Waste Collection	
Certification/Training	500.00
Repairs & Maintenance	4,000.00
Salaries	42,000.00
Supplies	250.00
Telephone	500.00
Hazardous Waste Day	1,174.00
Total · Solid Waste Collection	48,424.00
Solid Waste Disposal	
Compactor/ WM Containers	108,000.00
Other Disposal Containers	20,000.00
Total · Solid Waste Disposal	128,000.00
Solid Waste Clean Up	
Landfill Monitoring	6,600.00
Dog Officer	7,000.00
Health Agencies & Hospitals	
Northern Human Services	716.00
Ossipee Children's Fund	750.00
Starting Point	840.00
Tri- County CAP	4,000.00
VNA	3,159.00
White Mountain Community Health Center	1,574.00
Total · Health Agencies & Hospitals	11,039.00
General Assistance	18,000.00
Meals on Wheels	5,000.00
Parks & Recreation	

Town of Ossipee	3,500.00
Library	
Operating Expenses	14,100.00
Salaries	39,926.00
Total • Library	54,026.00
Patriotic Purposes	1,000.00
Conservation Commission	3,020.00
Agricultural Commission	250.00
Town Forester	1,500.00
TAN Interest	2,500.00

Article 27. To see if the Town of Effingham will vote to approve the exemption of farm stands as defined in RSA 24:34-a III (A farm roadside stand shall remain an agricultural operation and not be considered commercial, provided that at least 35 percent of the product sales in dollar volume is attributable to products produced on the farm or farms of the stand owner.) from all the requirements of site plan review as outlined by the Planning Board of the Town of Effingham, provided the Police Department does not find a hazard in traffic flow and parking at the location of the farm stand. This article is petitioned by Paul Bartoswicz and others. This requires a majority vote. A motion was made by Paul Bartoswicz, seconded by John Meisner to pass over this article. The motion passed by unanimous voice vote.

A motion was made by Gwen English, seconded by Timothy Eldridge to restrict reconsideration of Article 26. Motion passed by unanimous voice vote.

Article 28. To see if the Town will vote to accept the reports of its agents and auditors. The article was moved by Timothy Eldridge, seconded by John Meisner. No discussion. The article passed by unanimous voice vote.

Article 29: To transact any other business that may legally come before said meeting. Mr. Cauble announced that there would be a public hearing regarding the Grant received for the new library shelves on March 15, 2011 at 6:00 PM. Jory Augenti asked the Selectmen to remember to renew the Camp Marist Agreement. Blair Folts presented a resolution opposing the Northern Pass project, a copy of the resolution is attached to these minutes. A motion was made by James Skehan, seconded by Gwen English to adjourn the meeting. The motion passed by unanimous voice vote at 1:25 PM.

Following the adjournment, Marilynn Maughan, Town Clerk, sworn in the following officers:

Susan Slack, Selectman, Theresa Swanick, Selectman, J. Michael Cauble, Moderator, Deanna Amaral, Library Trustee, Michael Pilkovsky, Budget Committee Member, Jory Augenti, Planning Board and ZBA Member, William Piekut, Planning Board Member, Neil Eric Potter, Cemetery Trustee.

Respectfully submitted,

Marilynn Maughan, Town Clerk

Repair & Maintenance	24,050.00	Total Library	00.0000
Salaries	1,000.00	Historic Properties	00.0000
Supplies	3,050.00	Conservation Commission	00.0000
Telephone	250.00	Agricultural Commission	00.0000
Hazardous Waste Disposal	1,500.00	Town Forester	00.0000
Total Solid Waste Collection	1,500.00	Town Forester	00.0000
Solid Waste Disposal	1,500.00	Town Forester	00.0000
Compactor WM Contract	00.0000	Town Forester	00.0000