

**Town of Lyme**  
**Town Meeting**  
March 8, 2011

**MINUTES**

The Moderator Bill Waste called this meeting to order at 9:03 A.M. Attendees of this meeting numbered approximately 130. The polls were opened at 7:00 A.M. and will close at 7:00 P.M. for voting on Articles 1, 2, 3 and 4.

Representing the Board of Selectmen were: Simon Carr, Richard Jones and Charles Ragan.

Troop #273 of the Lyme Boy Scouts presented the Colors and led the Pledge of Allegiance. Troop members present included Randy Snelling, Matt Borst and Wyatt Ulman.

For the Past:

Matthew Brown, Deacon of the First Baptist Church presented names of Lyme friends who died in 2010.

(Moderator Waste directed that Matthew's words become part of these minutes).

*"Gathering a few hours each year to work together on the business of the Town is a reminder that time passes and that all of us are here for a while and then we are gone. Our spirits, however, live into eternity in the way that the relationships we make, the work we do, the smiles we share, the lives we lead shape each other's lives and shape the life of our community and our world. No word spoken, no handshake, no deed, no life is without its influence. Mr. Moderator, I would wish we recognize this fact by sharing individually the names of the various and special persons associated with the Town of Lyme who finished their time on earth in this most recent calendar year."*

*Alan Hewitt*

*Albert Carrier*

*Melissa Minnick*

*Marjorie Pike*

*Roland Smith*

*David Hildreth*

*Bill Piper*

*Dorothy Edson*

*Penelope Grant*

*Robert Murphy*

*Luke Fletcher*

For the Present:

Jeff Valence, member of The Lyme Foundation introduced Patty Jenks to present the 2011 *Citizen of the Year* to Charles R. Balch.

In recognition of out-going Selectman Richard Jones, Selectman Charles Ragan and former Selectman Judy Brotman presented Dick with a box of cigars and a clock for his 15 years of service, along with words of appreciation.

For the Future: Lorry Kenton, Parish Nurse announced the names of new babies born to families in Lyme in 2010.

Moderator Waste gave general instructions and meeting protocol to attendees.  
***Voice without Vote* was authorized by VOICE VOTE** for Planning & Zoning Administrator David Robbins.

### ***ELECTION OF OFFICERS***

**ARTICLE 1.** To vote by non-partisan ballot for the following Town Officers:

Budget Committee:	Three members for 3 years:	Phil Barta Judith Lee Shelnuttt Brotman Lisa Celone
Cemetery Commission:	One member for 3 years:	Jennifer Cooke
Library Trustees:	Three Trustees for 3 years:	Stephen Campbell Thomas Goodrich Nancy Elizabeth Grandine
	One Trustee for 1 year:	Nancy Snyder
Overseer of Public Welfare:	One Overseer for 1 year:	Nancy Elizabeth Grandine
Planning Board:	One member for 3 years:	Timothy Cook
Road Agent:	One Road Agent for 1 year:	Fred O. Stearns III
Selectman:	One Selectman for 3 years:	Richard A. Vidal
Sexton:	One Sexton for 1 year:	William H. LaBombard
Trustee of the Trust Funds:	One Trustee for 3 years:	Peter T. Glenshaw

### ***ZONING AMENDMENTS***

**ARTICLE 2.** Are you in favor of the adoption of Amendment #1 as proposed by the Planning Board for the Lyme Zoning Ordinance as follows:

Add the definitions of expanded and expansion to Article II.

Expanded. Increased footprint, gross floor area, height, volume, activity or intensity of use.

Expansion. The result of being expanded.

(Majority non-partisan official ballot required.) (Recommended by the Planning Board.)

**ARTICLE 2 WAS VOTED BY OFFICIAL BALLOT: YES 112 NO 275**

**ARTICLE 3.** Are you in favor of the adoption of Amendment #2 as proposed by the Planning Board for the Lyme Zoning Ordinance as follows: Amend section 4.53 Driveways so that driveways located more than 1000 feet from a Class V road will no longer be permitted by special exception. *Note: Full text after warrant* (Majority non-partisan official ballot required.) (Recommended by the Planning Board.)

**ARTICLE 3 WAS VOTED BY OFFICIAL BALLOT: YES 68 NO 321**

**ARTICLE 4.** Are you in favor of the adoption of Amendment # 3 as proposed by the Planning Board for the Lyme Zoning Ordinance as follows: Add a Small Wind Energy Systems Ordinance which accommodates small wind energy systems in appropriate locations, while protecting the public's health, safety and welfare and which provides a permitting process for small wind energy systems to ensure compliance with the provisions of the requirements and standards established in the Ordinance. *Note: Full text after warrant.* (Majority non-partisan official ballot required.) (Recommended by the Planning Board.)

**ARTICLE 4 WAS VOTED BY OFFICIAL BALLOT: YES 214 NO 172**

**ARTICLE 5. Judy Brotman made the motion** that the Town vote to raise and appropriate the sum of one million eight hundred sixty four thousand four hundred and two dollars (**\$1,864,402**) which represents the operating budget as recommended by the Budget Committee.

Said sum does **not** include appropriations contained in any other warrant articles. (Majority vote required.) (The Select Board recommended an operating budget of \$1,864,402 by a vote of 3-0.) (The Budget Committee recommended an operating budget of \$1,864,402 by a vote of 7-2.)

**SECONDED**

**Selectman Simon Carr made the motion to AMEND Article 5 : ‘To see if the Town will vote to raise and appropriate the sum of One million, Eight hundred eighty nine thousand, Four hundred and two dollars (\$1,889,402.00) which represents an increase of \$25,000.00 on the operating budget as recommended by the Budget Committee.’**

Mr. Carr went on to explain the Board of Selectmen's concerns about the anticipated increase in energy/fuel costs. This would be an “Emergency Energy Contingency”.

**SECONDED**

**The AMENDMENT was passed on a voice vote**

There was a short discussion, after which the Moderator called for a vote.

**ARTICLE 5, as AMENDED WAS VOTED IN THE AFFIRMATIVE BY VOICE VOTE bringing the total bottom line for the Operating Budget to \$1,889,402.00.**

**ARTICLE 6. Ross McIntrye made the MOTION** that the Town vote to raise and appropriate three hundred sixteen thousand seven hundred fifty dollars (**\$316,750**) to be added to the following Capital Reserve and Expendable Trust Funds previously established for the purposes for which they were created.

**Capital Reserve Funds:**

Bridge Capital Reserve Fund	\$20,000
Vehicle Capital Reserve Fund	\$120,700
Heavy Equipment Capital Reserve Fund	\$89,500
Property Reappraisal Capital Reserve Fund	\$5,000
Public Works & Safety Facility Capital Reserve Fund	\$3,000
Public Land Acquisition Capital Reserve Fund	\$5,000
Emergency Highway Repair Capital Reserve Fund	\$10,000
Computer System Upgrade Capital Reserve Fund	\$5,250
Town Buildings Major Maintenance and Repair Fund	\$10,000
Firefighting Safety Equipment Capital Reserve Fund	\$7,300
Recreation Facilities Capital Reserve Fund	\$11,000

**Capital Reserve Funds Subtotal: \$286,750**

**Expendable Trust Funds:**

Emergency Major Equipment Rebuilding Trust Fund	\$10,000
Town Poor Expendable Trust Fund	<u>\$20,000</u>

**Expendable Trust Funds Subtotal: \$30,000**

**Capital Reserve Funds and Expendable Trust Funds Total: \$316,750**

(These appropriations are **not** included in the total town operating budget warrant article as approved by the Budget Committee.)

(Majority vote required.) (Recommended by the Selectmen by a vote of 3-0.)

(Recommended by the Budget Committee by a vote of 8-0.)

**SECONDED**

Selectman Simon Carr provided an explanation of Articles 6 through 9.

There were questions concerning the Overseer of Public Welfare, which has had increases in the past year. Selectman Richard Jones explained that the Town has an

obligation to help with shelter and food expenses for people living in Lyme experiencing financial distress and who are at risk if unable to pay for these needs.

There being no further discussion the Moderator called for a vote.

**Article 6 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 7. Steve Campbell made the MOTION** that the Town will vote to raise and appropriate thirty one thousand three hundred and thirty six dollars (**\$31,336**) and to fund this appropriation by authorizing the withdrawal of such funds from the Capital Reserve and Trust Funds for the purposes for which they were created as submitted by the Budget Committee as follows:

**Machinery, Vehicles & Equipment:**

Fire Fighter Equipment Trust Fund (Bessie M. Hall Trust) (Fire Fighting Protection & Major Equipment)	\$2,316
Firefighting Safety Equipment Capital Reserve Fund (Firefighter Protective Clothing)	\$4,000
Computer Systems Upgrade Capital Reserve Fund (Town Office/Town Clerk/Treasurer/Tax Collector/Planning & Zoning Computers.)	\$12,000
<b>Machinery, Vehicles &amp; Equipment:</b>	<b>\$18,316</b>

**Improvements Other than Buildings:**

Property Reappraisal Capital Reserve Fund	\$13,020
<b>Improvements Other than Buildings:</b>	<b>\$13,020</b>

<b>Withdrawals from Capital Reserve Fund</b>	<b>Total:</b>	<b>\$ 31,336</b>
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(These appropriations are not included in the total town operating budget warrant article as approved by the Budget Committee.)

(Majority vote required.) (Recommended by the Selectmen by a vote of 3-0.)

(Recommended by the Budget Committee by a vote of 8-0.)

**SECONDED**

Selectman Simon Carr provided a brief explanation of this article.

There being no further discussion the Moderator called for a vote.

**ARTICLE 7 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 8. Judy Brotman made the MOTION** that the Town vote to raise and appropriate fifty thousand dollars (**\$50,000**) to be added to the Recreation Facilities Capital Reserve Fund to be used for the purpose for which it was created, and to fund this appropriation by authorizing the withdrawal of said sum from the unreserved fund balance as of December 31, 2010.

(This appropriation is **not** included in the total town operating budget warrant article as approved by the Budget Committee.)

(Majority vote required.) (Recommended by the Selectmen by a vote of 3-0.)  
(Recommended by the Budget Committee by a vote of 8-0.)

## **SECONDED**

Selectman Simon Carr explained that this article addresses repairs to the tennis courts and building funds for the beach and ball field at Post Pond which will be done now and in the future.

After a short discussion with input from Dina Cutting and Peter Mulvihill providing information on behalf of the Recreation Commission, the Moderator called for a vote.

## **Article 8 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 9. Judy Brotman made the MOTION** that the Town vote to raise and appropriate one hundred and twenty five thousand dollars (**\$125,000**) to be added to the Bridge Capital Reserve Fund to be used for the purpose which it was created, and to fund this appropriation by authorizing the withdrawal of said sum from the unreserved fund balance as of December 31, 2010.

(This appropriation is **not** included in the total town operating budget warrant article as approved by the Budget Committee.)

(Majority vote required.) (Recommended by the Selectmen by a vote of 3-0.)  
(Recommended by the Budget Committee by a vote of 8-0.)

## **SECONDED**

Selectman Simon Carr explained this article. There being no discussion the Moderator called for a vote.

## **Article 9 was VOTED IN THE AFFIRMATIVE by VOICE VOTE**

**ARTICLE 10. Nora Gould made the MOTION** that the town vote to raise and appropriate the sum of nine thousand six hundred dollars (**\$9,600**) to be used towards an upgrade of the water system that services the Converse Free Library and to authorize the execution of a promissory note for this amount in accordance with the provisions of the Municipal Finance Act (RSA 33) and to authorize the municipal officials to issue and negotiate the promissory note and to determine the rate of interest thereon.

(This appropriation is **not** included in the total town operating budget warrant article as approved by the Budget Committee.)

(2/3 ballot vote required.) (Recommended by the Selectmen by a vote of 2-1.)  
Recommended by the Budget Committee by a vote of 8-0.)

*Note: The \$9,600 will be paid back by an annual installment of \$480.00 per year for 20 years. Each year this payment will come from the Library's operational budget.*

## **SECONDED**

**A paper ballot was required for this vote. Yes/No ballots (#1) were distributed to registered voters.**

**Article 10 was VOTED IN THE AFFIRMATIVE by PAPER BALLOT-  
Total ballots cast =110**

**YES 105**

**NO 5**

During the time the vote was being taken, Ross McIntyre provided some information regarding the upcoming 250<sup>th</sup> Town Celebration.

**ARTICLE 11. Susan MacKenzie made the MOTION that** the Town vote to raise and appropriate the sum of fifteen thousand six hundred thirty three dollars **(\$15,633.00)** for the completion of the cemetery cremation garden and to authorize funding this appropriation by the withdrawal of such sum from the Cemetery Maintenance Gifts and Donations Fund (established by the Select Board on January 5, 2000).

(This appropriation is **not** included in the total town operating budget warrant article as approved by the Budget Committee.)

(Majority vote required.) (Recommended by the Selectmen by a vote of 3-0.)

(Recommended by the Budget Committee by a vote of 8-0.) *Note: In 2006 Margaret Burdette Wise left \$30,000 to the Town of Lyme for cemetery use, the above amount is the balance left to spend.*

## **SECONDED**

There being no discussion the Moderator called for a vote.

**Article 11 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 12. Laurie Wadsworth made the MOTION that** the Town vote to raise and appropriate the sum of eight thousand four hundred dollars **(\$8,400)** to sponsor an Independence Day celebration, including but not limited to a parade, a picnic and fireworks and to fund this appropriation by authorizing withdrawal of that sum from the Independence Day Celebration Special Revenue Fund established for this purpose at the 2003 Town Meeting.

(This appropriation is **not** included in the total town operating budget warrant article as approved by the Budget Committee.)  
(Majority vote required.) (Recommended by the Selectmen by a vote of 3-0.)  
(Recommended by the Budget Committee by a vote of 8-0.)

## **SECONDED**

There being no discussion the Moderator called for a vote.

### **Article 12 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 13. Lee Larson made the MOTION** that the Town vote to raise and appropriate the sum of six thousand three hundred eleven dollars (**\$6,311**) to put into the “Blisters for Books Expendable Trust Fund” established in 2007 for the purpose of purchasing children’s books, audiotapes and other resources and to fund this appropriation by authorizing the withdrawal of said sum from the 12/31/2010 unreserved fund balance. The amount represents monies taken into the general fund in 2010 from last year’s Blisters for Books.

(This appropriation is **not** included in the total town operating budget warrant article as approved by the Budget Committee.)  
(Majority vote required.) (Recommended by the Selectmen by a vote of 3-0.)  
(Recommended by the Budget Committee by a vote of 8-0.)

*Note: This amount of money has already been raised from last year’s Blisters For Books.  
The Library Trustees are appointed to expend from this fund.*

## **SECONDED**

### **Article 13 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 14. Blake Allison made the MOTION** that the town vote to discontinue the Lyme Center Academy Building Restoration Capital Reserve Fund established in 1996, said funds with accumulated interest to date of withdrawal, are to be transferred to the general fund.

(Majority vote required.)

## **SECONDED**

Selectman Richard Jones explained that both Articles 14 and 15 address funds that hold very small balances. State law required that these accounts cannot be moved directly to the Public Works Facilities Fund but must be transferred through (or into and then out of) the General Fund.



**Article 14 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 15. Blake Allison made the MOTION** that the town vote to discontinue the Town Offices Building Capital Reserve Fund established in 2006, said funds with accumulated interest to date of withdrawal, are to be transferred to the general fund.  
(Majority vote required.)

**SECONDED**

**Article 15 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 16. Put Blodgett made the MOTION** that the town vote to raise and appropriate nine hundred and seven dollars (\$907) to be added to the Public Works Facility Capital Reserve Fund, for the purposes for which it was created, said sum to come from the unreserved fund balance.

(This appropriation is **not** included in the total town operating budget warrant article as approved by the Budget Committee.)

(Majority vote required.) (Recommended by the Selectmen by a vote of 3-0.)

(Recommended by the Budget Committee by a vote of 8-0.)

**SECONDED**

Nancy Grandine questioned the wording of this article, concerned about where the money was actually going. Selectman Simon Carr confirmed that the unassigned fund balance is part of the general fund.

There being no further questions the Moderator called for a vote.

**Article 16 was voted in the AFFIRMATIVE by VOICE VOTE**

**ARTICLE 17. Jack Elliott made the MOTION** that the Town vote to discontinue Davis Lane, a Class V road, from the point where Washburn Hill Road intersects Davis Lane (0.98 miles northeast of Route 10) for a length of 0.10 mile, which is the portion of Davis Lane which abuts a certain parcel of land now owned by Steffey Maple Grove Farm (know as Tax Map 409, Lot 99).

(Majority vote required.)

**SECONDED**

Selectman Richard Jones explained the location of this “roadway” is what is known as the “old Whittemore driveway.” This article was placed on the warrant at the request of the current land-owner.

**Article 17 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 18.** Jane Fant made the **MOTION** that the town vote to establish a Heritage Commission in accordance with the provisions of RSA 673:1 and RSA 674:44-a, to consist of five members and up to three alternates to be appointed by the Board of Selectmen pursuant to RSA 673:4-a and RSA 673:4; and further to disband the History Committee established in 1997 by the Board of Selectmen.  
(Majority vote required.)

**SECONDED**

Jane gave a brief explanation regarding the article. There being no questions or comments the Moderator called for a vote.

**Article 18 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 19.** Moderator Waste moved to hear reports of Agents, Auditors, or Committees or other officers heretofore chosen, and to pass any vote relating thereto.  
(Majority vote required.)

Selectmen Richard Jones pointed out that on pages 94 and 95 of the 2010 Town Report the bond payment schedule should read for the Town Offices and Police Station; not for Public Works Facilities. There being no further discussion or explanation the Moderator called for a vote.

**Article 19 was VOTED IN THE AFFIRMATIVE BY VOICE VOTE**

**ARTICLE 20.** To transact any other business that may be legally brought before this Town Meeting. Each issue brought forth in this Article received a round of applause and voiced appreciation.

-Katherine Larson suggested that the family donating the mitigation land be thanked by a round of applause. (The family wishes to remain anonymous, and the appreciation was extended).

-Judy Brotman offered appreciation to the Board of Selectmen, Budget Committee and School Board for coming up with budgets that were well thought out and ones that people can live with this coming year.

-Jeff Lehmann acknowledged out-going Selectman Richard Jones.

-Susan Musty acknowledged with appreciation the Road Crew for their considerable efforts in this challenging winter.

-Selectman Simon Carr invited all to an open house to honor Richard Jones on Monday March 14, 2011.

The Moderator adjourned this meeting at 10:50 AM.

Respectfully Submitted,

Patricia G. Jenks  
Town Clerk  
2011