

To the inhabitants of the Town of Moultonborough in the County of Carroll, in said State, qualified to vote in Town Affairs:

You are hereby notified to meet at the Moultonborough Public Safety Building, 1035 Whittier Highway, in said Moultonborough, on Tuesday the 9th day of March, 2010, at 7:00 A.M., to act upon Articles 1 through 5 of the Warrant. The polls will close no earlier than 7:00 P.M.

The Voters will take up Article 6 and the remaining Articles of the Warrant on Saturday, March 13, 2010,

at 9:00 A.M., (School District will meet first, with a twenty minute adjournment before Town Meeting) at the Auditorium, Moultonborough Academy.

#### **ARTICLE 1**

To choose by ballot and majority vote: One (1) Selectman for three (3) years, One (1) Moderator for two (2) years, One (1) Supervisor of the Checklist for six (6) years, One (1) Trustee of the Trust Funds for three (3) years, Three (3) Library Trustees for three (3) years, Two (2) Planning Board Members for three (3) years; One (1) Zoning Board Member for three (3) years, and such other Officers and Agents as the voters may deem necessary. **Ballot vote**

#### **ARTICLE 2**

Are you in favor of Amendment No. 1 as proposed by the Planning Board for the Town Zoning Ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance to add a new Article XII – Stormwater Management Ordinance, to protect the Town's water resources from adverse effects of stormwater runoff by adding a stormwater management plan, and other similar requirements as detailed in the proposed ordinance, for all subdivisions platting new roads, commercial, and multi-family developments and redevelopments which disturb 20,000 square feet or more for all zoning districts.

**(Recommended by Planning Board 7 - 0) Recommend vote Yes**

#### **ARTICLE 3**

Are you in favor of Amendment No. 2 as proposed by the Planning Board for the Town Zoning Ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance to add a new Article XIII – Groundwater Protection Ordinance, to protect the Town's groundwater resources from contamination by adding requirements for regulation of potential contaminants and establishing a Groundwater Protection Overlay District, as detailed in the proposed ordinance, for all uses in the Groundwater Protection Overlay District, except exempt uses. This Article does not prohibit storage and handling of products in quantities for normal household use.

**(Recommended by Planning Board 7 - 0) Recommend vote Yes**

#### **ARTICLE 4**

Are you in favor of Amendment No. 3 as proposed by the Planning Board for the Town Zoning Ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance Article VI(F)(1-6) – Requirements for Commercial Uses, to reduce the front setbacks within Commercial Districts, require screening for all commercial parking areas, increase the amount of impervious area permitted in the Village Center District to 65% from the current 50%, and other requirements as detailed in the proposed ordinance amendment.

**(Recommended by Planning Board 4 Yes – 1 No – 1 Abstain) No opinion**

#### **ARTICLE 5**

Are you in favor of Amendment No. 4 as proposed by the Planning Board for the Town Zoning Ordinance as follows: To see if the Town will vote to amend the Zoning Ordinance Article V– Signs, to prohibit internally illuminated signs in the Village Center District, reduce the size of off-premise directional signs from the current 16 sq. ft. to 4 sq. ft., and other similar requirements as detailed in the proposed ordinance amendment.

**(Recommended by Planning Board 6 - 0) No opinion**

#### **ARTICLE 6**

To see if the Town will vote to retain and hold for public use, in accordance with RSA 80:42-a, certain parcels of land acquired by Tax Collector's deed and enumerated as land on (1) Sheridan

Road containing approximately 11,750+/- square feet for highway purposes (generally identified as Map 27 Lot 6), (2) Whittier Highway containing approximately 2.5+/- acres for highway purposes (generally identified as Map 115 Lot 30), (3) Loon Island containing approximately 850+/- square feet for conservation purposes (generally identified as Map 205 Lot 15) and (4) Goose Island containing approximately 2,200+/- square feet for conservation purposes (generally identified as Map 222 Lot 1).

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

**(Recommended by Advisory Budget Committee 5 – 0) Recommend vote NO**

#### **ARTICLE 7**

To see if the Town will vote to approve the abandonment of a section of roadway from Severance Road to a point 85 feet southwesterly from the intersection of Lady Slipper Lane (so-called) and the new entrance of Caverly Road (the new entrance of Caverly Road was deeded to the Town at Book 1569, Page 423), as shown on a plan entitled Subdivision Plan of Morrill Homes of Wolfeboro, Tax Map 152, Lot 18 Severance and Caverly Road, Moultonborough, NH.

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

**(Recommended by Advisory Budget Committee 5 – 0) No opinion**

#### **ARTICLE 8**

To see if the Town shall vote that it is the “Sense of the Meeting” that it wishes to convert from a January 1 to December 31 fiscal year with a March Town Meeting to a July 1 to June 30 fiscal year with a May Town Meeting and to ask the Board of Selectmen and the Advisory Budget Committee to report back on the procedures, fiscal impact, various means of transition and the advisability thereof no later than the Town Meeting of 2012.

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

**(Recommended by Advisory Budget Committee 5 – 0) Recommend vote NO**

#### **ARTICLE 9**

To see if the Town will vote to appropriate the sum of Seven Hundred Eighteen Thousand Eight Hundred Four dollars (\$718,804) for a road improvement program, and to meet said appropriation with funds from a NH Department of Transportation Highway Block Grant of One Hundred Forty Three Thousand Two Hundred Fifty Nine dollars (\$143,259) and the balance of Five Hundred Seventy Five Thousand Five Hundred Forty Five dollars (\$575,545) from taxation.

##### **Project Budget**

Paradise Drive (Reconstruction of 2,000 +/- lf) \$400,000

Randall Road (Remove pavement rebuild base 550 +/- lf) \$12,000

Winaukee Road Shim & Overlay (7,000 +/- lf) \$200,000

Geneva Point Road 1” Overlay – Shim (2,000 +/- lf) \$32,181

Engineering \$74,623 TOTALS **\$718,804**

Note: Inclusion of any road on this list was based upon a condition assessment and budget estimate prepared in January of 2010. It is no guarantee of work being undertaken on the identified roadway. Final construction decisions are made upon detailed engineering and actual bids received.

**Recommend vote NO**

**(Recommended by Selectmen 5 - 0) (Recommended by Advisory Budget Committee 5 – 0)**

#### **ARTICLE 10**

To see if the Town will vote to amend its action under Article 21 of the 2009 Annual Town Meeting, relative to the appropriation for Fox Hollow Road intersection improvements, by striking the date of December 30, 2010, at which time the appropriation was to lapse, and inserting in lieu thereof the date of December 30, 2011.

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

**(Recommended by Advisory Budget Committee 5 – 0) Recommend vote NO**

#### **ARTICLE 11**

To see if the Town will vote to raise and appropriate the sum of Three Hundred Thirty One Thousand dollars (\$331,000) for a program of capital improvements and expenditures, and equipment as generally illustrated below.

a. Fire Equipment \$ 13,000

b. Mosquito Abatement \$ 52,000 **X**

- c. Police Cruiser \$ 32,500
  - d. Municipal Buildings Energy & Maintenance Upgrade \$ 30,000
  - e. Highway Dept. Street Sign Upgrade – Phase 2 \$ 15,000
  - f. Highway/B&G 1 ½ Ton w/Accessories \$ 80,000 **X**
  - g. Highway Dept. Brush Chipper \$ 30,000
  - j. Town Hall Generator \$ 30,000
  - l. Fleet Passenger/Cargo Vehicle \$ 25,000 **X**
  - m. Town Hall & Old Fire Station Repairs/Paint \$ 23,500 **Amend Article to eliminate 'X's**
- Total \$ 331,000**  
**(Recommended by Selectmen 5 - 0)**  
**(Recommended by Advisory Budget Committee 5 – 0)**

**ARTICLE 12**

To see if the Town will vote to raise and appropriate the sum of Two Hundred Twenty Seven Thousand Three Hundred dollars (\$227,300) and to deposit the same in the following Capital Reserve Accounts.

- Personnel Liability CRF \$ 14,500
  - Community Substance CRF \$ 9,300
  - Communication Technology CRF \$ 22,500
  - Reappraisal CRF \$ 24,000
  - Firefighting Equipment CRF \$ 75,000
  - Police Communications CRF \$ 7,000
  - Highway Equipment CRF \$ 75,000
- Total \$ 227,300**

**(Recommended by Selectmen 5 - 0)**  
**(Recommended by Advisory Budget Committee 5 – 0) No opinion**

**ARTICLE 13**

To see if the Town will vote to raise and appropriate the sum of Sixteen Thousand Six Hundred Fifty dollars (\$16,650) and to deposit the same in the following Maintenance Trust Fund Accounts:

- Historical Society Fund \$ 5,000
  - Lee's Mills \$ 1,650
  - Dry Hydrant \$ 10,000
- Total \$ 16,650**

**(Recommended by Selectmen 5 - 0)**  
**(Recommended by Advisory Budget Committee 5 – 0) No opinion**

**ARTICLE 14**

To see if the Town will vote to raise and appropriate the sum of Thirty Seven Thousand Five Hundred dollars (\$37,500) for a program of capital improvements to the Moultonboro Neck Pathway (Phase 2 and 3) and to meet said appropriation by Thirty Seven Thousand Five Hundred dollars (\$37,500) from taxation and to designate the appropriation as non-lapsing, per RSA 32:7, VI, until December 30, 2012 or whenever the project is certified as completed by the Board of Selectmen, whichever shall first occur.

**(Recommended by Selectmen 5 - 0)**  
**(Recommended by Advisory Budget Committee 5 – 0) Recommend NO**

**ARTICLE 15**

To see if the Town will vote to authorize the Board of Selectmen to enter into a five-year lease/purchase agreement for the purpose of leasing, with the total value of the agreement not to exceed Ninety Seven Thousand Five Hundred dollars (\$97,500), a new rubber tired backhoe and to raise and appropriate the sum of Nineteen Thousand Five Hundred dollars (\$19,500) for the first year's payment for that purpose with said agreement to include a so-called "escape clause".

**(Recommended by Selectmen 5 - 0)**  
**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote No**

**ARTICLE 16**

We the undersigned registered voters of the Town of MOULTONBORO do hereby petition the 2010 Annual Town Meeting to raise and appropriate the sum of \$7,500 for Tri-County Community Action for the purpose of continuing services of the Fuel Assistance Program for the residents of Moultonboro.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 17**

Shall we adopt the name for town property located at 139 Old Route 109, formally known as the Lions Club Property, to be named the Veterans Memorial Park. And that any field or ball park be named Veterans Field. And that if more than one ball park or ball field, that name used will be Veterans Field 1, Veterans Field 2. This name shall remain in effect until changed by future warrant article.

**(By Petition)**

**(Recommended by Selectmen 2 Yes - 0 No - 3 Abstain) Recommend vote Yes**

**(Recommended by Advisory Budget Committee 1 Yes - 0 No - 4 Abstain)**

#### **ARTICLE 18**

To see if the town of Moultonborough will vote to raise and appropriate \$1,000 to the Loon Preservation Committee to support the work of the local self funded Loon Center.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 19**

To see if the Town will vote to raise and appropriate the sum of One Thousand Five Hundred dollars (\$1500) for the Salvation Army in Laconia.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 20**

To see if the Town of Moultonborough will raise and appropriate the sum of \$888 for the annual support of services provided to the citizens of this community by the Visiting Nurse Association-Hospice of Southern Carroll County & Vicinity, Inc. The VNA-Hospice agency has been serving the Town residents for many years, and the Town has consistently supported the VNA-Hospice. This year we are asking less than what was approved last year.

The voters of the Town recognize that in fiscal year 2009 the VNA-Hospice provided 323 home health care, hospice and/or child health visits to citizens of the Town. They also recognize that the number of town residents with no or limited health insurance have been rising. The VNA-Hospice utilizes the Town's allocation to assist the agency in continuing to provide home care, hospice and child health services to the citizens of the Town who are without adequate insurance coverage to meet the costs of providing the services.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 21**

To see if the Town will vote 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)**

**(Recommended by Selectmen 0 Yes - 0 No - 5 Abstain)**

**(Recommended by Advisory Budget Committee 0 Yes - 1 No - 4 Abstain)**

**Recommend vote No**

#### **ARTICLE 22**

We the undersigned, Moultonboro registered voters support the request being made by the Moultonboro/Sandwich Senior Meals Program to raise and appropriate the sum of 9,000.00 to be allocated to the Moultonboro/Sandwich Senior meals programs.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 23**

The Board for the WEST WYNDE RETIREMENT COMMUNITY requests that the Selectboard include a Warrant Article for the 2010 Town Meeting on our behalf. The Town has given us \$500 in previous years and we ask for that amount again. West Wynde provides a needed service for Moultonborough and remains fully occupied. Thank you

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 24**

To see if the Town of Moultonboro will raise and appropriate Eight Thousand Dollars (\$8,000.00) for the Winnepesaukee Wellness Center.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 25**

To see if the voters of the town of Moultonboro will vote to raise and appropriate the sum of \$500.00 to benefit the Center Harbor Soup Kitchen, a lakes region community organization, housed at the Center Harbor Congregational Church.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 26**

To see if the Town of Moultonborough will vote to raise and appropriate the sum of twelve thousand dollars (\$12,000.00) for the Moultonborough Suicide Prevention and Mental Health Coalition to support training for said committee of volunteers, supporting community forums and/or small support groups/training sessions conducted by the trained volunteers/professionals and provide suicide prevention, mental health information, and assist in the support of local access to mental health services within the Moultonborough community for its residents.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 27**

To see if the town will vote to raise and appropriate the sum of \$1,393.00 in support of Starting Point providing advocacy and support to victims of domestic and sexual violence and their children.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 28**

To see if the Town will vote to raise and appropriate the sum of \$1,299.00 to maintain and continue the system of services of the Inter-Lakes Day Care Center.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 29**

To see if the Town will vote to raise and appropriate the sum of \$1,000 to establish a tuition assistance fund for Moultonborough children of working families attending the Sandwich Children's Center.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 30**

To see if the town beginning September 30<sup>th</sup>, 2010 will, on a monthly basis, post their respective checkbook register online on the town website. At a minimum, the register will include the date, amount paid and payee.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 0 - 5) Recommend vote Yes Amend Article to Exclude Welfare and other such personal payees.**

#### **ARTICLE 31**

To see if the town will vote to re-establish the inclusion in the annual town report beginning in 2010, salaries paid to all public employees as well as an itemized list of payments made or scheduled to be made to all vendors and/or contractors utilized for any purpose during the fiscal year for which the town report was issued.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 0 - 5) Recommend vote Yes**

#### **ARTICLE 32**

To see if the Town of Moultonboro which has adopted a fiscal year accounting period pursuant to RSA 31:94-a will hold its annual town meeting on the second Tuesday of May, beginning in 2012.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 0 - 5) Recommend vote Yes**

#### **ARTICLE 33**

To see if the Town of Moultonboro, pursuant to RSA 31:94-a will adopt a single 18 month accounting period running from January 1 of the calendar year following adoption and ending June 30 of the next following year. Thereafter, accounting period shall run from July 1 to June 30 of the following year.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 0 - 5) Recommend vote Yes**

#### **ARTICLE 34**

To see if the municipality will vote to establish an Expendable Trust Fund under the provisions of RSA 31:19-a, to be known as the Milfoil Control Trust Fund, for the purpose of ongoing management of milfoil in the town's waterways and to designate the Selectboard as agents to expend both principle and interest from this fund under rules and regulations to be promulgated. Further to raise and appropriate the sum of Two Hundred Thousand dollars (\$200,000) to be placed in this fund.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) Recommend vote Yes**

#### **ARTICLE 35**

To control the vast amounts of Milfoil growth along the Balmoral shore line from entering into Lake Winnepesaukee or any other NH body of water. We, the undersigned, are concerned citizens who urge our leaders to act now to provide Milfoil defoliation on our Balmoral shore line to have our request put on the town warrant in 2010.

**(By Petition)**

**(Recommended by Selectmen 4 Yes – 0 No - 1 Abstain)**

**(Recommended by Advisory Budget Committee 0 Yes - 1 -No - 4 Abstain) **Recommend vote Yes****

**ARTICLE 36**

To see if the Town will vote to raise and appropriate the sum of Ten Thousand dollars (\$10,000) to put towards the treatment of the exotic, invasive species of milfoil found in the greater Green's Basin and Hanson's Cove areas of Lake Winnepesaukee. The balances of treatment cost are to be raised by the area residents in conjunction with the State of New Hampshire.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) **Recommend vote Yes****

**ARTICLE 37**

To see if the Town will vote to raise and appropriate the sum of \$5,420.00 to put towards the treatment of the exotic, invasive species of milfoil found in Ash Cove and Salmon Meadow Cove. The balances of treatment cost are to be raised by the area residents in conjunction with the State of New Hampshire.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) **Recommend vote Yes****

**ARTICLE 38**

To see if the Town will vote to raise and appropriate the sum of \$5,000 for the purpose of continuing the fight to eradicate the exotic, invasive, species of milfoil found in Lee's Pond. Matching funds to be raised between the State of NH and residents of Lee's Pond.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) **Recommend vote Yes****

**ARTICLE 39**

To see if the Town will vote to raise and appropriate the sum of \$3,000 to be put towards treatment for the eradication of the exotic, invasive, species of milfoil found currently in Hemlock Cove. The balance of the estimated \$6,000 for treatment to be raised by the Hemlock Cove residents.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) **Recommend vote Yes****

**ARTICLE 40**

To see if the Town of Moultonborough will vote to raise the sum of \$5,000 for the purpose of continuing the fight to eradicate the exotic, invasive species of milfoil found in Lake Winnepesaukee in the area of Hemlock Harbor, Lees Mills and the Town Boat Launch area. Matching funds to be raised between the State of New Hampshire and the residents of Lake Winnepesaukee, Lees Mill and Town of Moultonboro Boat launch area.

**(By Petition)**

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

**(Recommended by Advisory Budget Committee 5 - 0) **Recommend vote Yes****

**ARTICLE 41**

To see if the Town will vote to raise and appropriate, subject to any and all changes made at this meeting, the sum of Eight Million Two Hundred Fifty Three Thousand Six Hundred Seventy dollars (\$8,253,670) to pay the general operating expenses of Town Government for the fiscal year ending December 31, 2010.

**[Note: This operating budget warrant article does not include appropriations contained in any other**

**warrant articles.] **Recommend vote NO****

**ARTICLE 42**

To transact any other business that may legally come before said Meeting.

Given under our hands and seal this 4th day of February, 2010

Karel A. Crawford, Chairman  
Joel R. Mudgett, Vice Chairman  
James F. Gray  
Edward J. Charest  
Betsey L. Patten  
Selectmen of Moultonborough

A True Copy of Warrant Attest:  
Karel A. Crawford, Chairman  
Joel R. Mudgett, Vice Chairman  
James F. Gray  
Edward J. Charest  
Betsey L. Patten  
Selectmen of Moultonborough