

TOWN OF LEE, NEW HAMPSHIRE
Minutes of the 2009 Town Meeting
March 10, 2009 – March 13, 2009

The March 2009 Lee Town Meeting was called to order at 8:00 am at the Lee Safety complex by Moderator Dale T. Swanson. Mr. Swanson read the Town Warrant:

To the inhabitants of the Town of Lee, County of Strafford, State of New Hampshire, qualified to vote in Town affairs:

YOU ARE HEREBY NOTIFIED TO MEET AT THE LEE PUBLIC SAFETY COMPLEX ON TUESDAY, THE TENTH OF MARCH, 2009, TO ACT ON THE FOLLOWING SUBJECTS:

(Polls will open from 8:00 A.M. to 7:00 P.M.)

1. To choose all necessary Town Officers for the ensuing year.
2. To see if the Town will vote to adopt the changes proposed to the Lee Zoning Regulations.

Officials present were Moderator Dale Swanson; Assistant Moderator J. Phillip Stetson; Supervisors of the Checklist, Carla Corey, Clara Kustra, and Marian Kelsey; Town Clerk/Tax Collector, Linda R. Reinhold; Assistant Town Clerk/Tax Collector, Penelope A. Stetson.

Sworn in as Ballot Clerks were Laura Gund, Patricia Jenkins, Jacqueline Neill, Janice Neill, Caren Rossi-Presssey.

Moderator Swanson closed the polls at 7:00 p.m. and the Lee Town Meeting was recessed to March 11, 2009 at Mast Way School to act on Articles 4 through 32.

Before the official reconvening of the March 2009 Town Meeting, Selectman Reinhold recognized Moderator Swanson's 30 years of service to the town as Moderator. Moderator Swanson submitted his resignation effective at the close of the 2009 Town Meeting.

On behalf of the Town, Selectman Reinhold presented Mr. Swanson with a plaque inscribed "Dale T. Swanson, Town Moderator, March 1978 to March 2009. To dedicated leadership to the Town of Lee." Also, on behalf of the Selectmen and the Town, he was presented a rocking chair.

Moderator Swanson reconvened the March 2009 meeting on Wednesday, March 11, 2009, at 6:30 p.m.

Selectman Griswold commented that the budget being presented is 1.0% increase from last year and this number includes increases in health care, energy, fuel and other costs they do not have control over.

Moderator Swanson read the results of the town election that was held on Tuesday. There were 561 ballots cast.

SELECTMEN

For Three Years VOTE FOR NO MORE THAN ONE
FRANK W. REINHOLD, JR 352
DWIGHT BARNEY 80

TRUSTEE OF THE TRUST FUNDS

For Three Years VOTE FOR NO MORE THAN ONE
DOUGLAS A. COBB 425

LIBRARY TRUSTEE

For Three Years VOTE FOR NO MORE THAN ONE
ANNAMARIE GASOWSKI 464

CEMETERY TRUSTEE

For Three Years VOTE FOR NO MORE THAN ONE
JACQUELYN NEILL 442

ADVISORY BUDGET COMMITTEE

For Three Years VOTE FOR NO MORE THAN TWO
FRANK DEROCCHI 293
BENJAMIN R. GENES 220
SCOTT BUGBEE 236

Question 1. Are you in favor of the adoption of Amendment #1, as proposed by the Lee Planning Board to the 2006 Lee Zoning Regulations as follows:

Items underlined and **bold** are to be deleted and the new text is in *Italics*.

Article V: Residential Zone, section D, Special Exception: To amend the item of Professional Office as listed to read; Professional *Offices*. Note: To allow for multiple office space needs.

The Lee Planning Board supports these changes.

YES 478 NO 53

Question 2. Article XIV: Shoreland Conservation District, to add under section A, a number 1 which states: The intent of this district is to protect the water quality, visual character and the wildlife habitat of the Shoreland areas. *2. When applications regarding this article are made to the Lee Zoning Board of Adjustment, all applications shall also be referred to the Lee Conservation Commission and the Health Officer for review and comment prior to the Zoning Board hearing.* Note: House-keeping to clarify a consistent review policy.

The Lee Planning Board supports these changes.

YES 440 NO 89

Question 3. Are you in favor of the adoption of Amendment #2, as proposed by the Lee Planning Board to the 2006 Lee Zoning Regulations as follows:

Items underlined and **bold** are to be deleted and the new text is in *Italics*.

Article XV: Wet Soils Conservation Zone: to add number 8 under section A: Purpose and Intent to read: *8. When applications regarding this article are made to the Lee Zoning Board of Adjustment, all applications shall also be referred to the Lee Conservation Commission and the Health Officer for review and comment prior to the Zoning Board hearing.* Delete part of section E. Special Exceptions in that the following is not needed now that number 8 is added. Delete: **when the application has been referred to the Conservation Commission, and to the Health Officer for review and comment prior to the Zoning Board hearing.**

The Lee Planning Board supports these changes.

YES 425 NO 104

Question 4. Are you in favor of the adoption of Amendment #3, as proposed by the Lee Planning Board to the 2006 Lee Zoning Regulations as follows:

Items underlined and **bold** are to be deleted and the new text is in *Italics*.

Article XVII: Signs: **7. Agricultural Signs: Signs which identify an agricultural property (a farm sign) shall be permitted in any zone on any agricultural property under the same criteria as that for a Special Exception sign except that said sign shall not be illuminated. Only one (1) shall be permitted per parcel.**

7. Farm Signs: This ordinance pertains to signs which identify agricultural operations (Agricultural Signs) and signs which advertise farm products and/or services (Agricultural Product Signs). The scope of this ordinance is to regulate only those signs which are designed to be legible from the public traveled way. Farm Signs shall meet all

relevant existing Town of Lee, NH Ordinances, and other existing applicable performance standards, including setbacks, illumination restrictions or standards, and others. Farm signs shall also conform to the criteria for such signs as listed in Section 7 a-d.

a. General Provisions:

- 1. The sign or signs shall not be placed within the State or Town rights of way or overhanging into the same.*
- 2. The top of the sign shall not be greater than eight (8) feet in height above the crown of the road directly in front of said sign location.*
- 3. The sign may be illuminated from the top area of the sign shining downward on the sign and only during open business hours and only by exterior light directly illuminating the sign from a light source(s) mounted on the sign or on a pole for housing said light within five (5) feet of said sign and no higher than two(2) feet above the sign structure without directing the light source as to create a potential hazard to traffic, pedestrians and others using the public traveled way to minimize "Light Trespass".*
- 4. Directional and Informational signs for pedestrian and vehicular traffic into and throughout the property shall be permitted. Signs of this type which are designed to be clearly legible from any adjacent public traveled way or from any property line not in the same ownership as the parent parcel shall not display any farm names, logos, designs or diagrams advertising products for sale. These types of signs may be illuminated only during times necessary for the safety of patrons.*
- 5. In cases where the product stand or activity is subordinate to the main farm property by being located on a separate parcel, whether under the same ownership or not, an Agricultural Product Sign as described in Section 7c below shall be permitted provided it is removed at the end of such activity. In this circumstance, signs may not be illuminated.*
- 6. A sign permit shall be required from the Office of Code Enforcement for permanent farm signs as defined below.*

b. Agricultural Sign (or Farmstead Sign): An Agricultural Sign is defined for the purposes of this ordinance as a permanent free-standing or attached sign on the premises of a farm, farm stand or other agricultural operation which primarily identifies an agricultural property. Agricultural Signs are restricted to a size no larger than twelve (12) square feet per side, limited to two sides, and only one Agricultural Sign per farm, farm stand, or other agricultural operation is allowed. Farm, Road Side Farm Stand, Farm Market, and related terms are defined in the Lee, NH Zoning Ordinance.

c. Agricultural Product Sign: An Agricultural Product Sign is defined for the purposes of this ordinance as a free standing or attached sign on the premises of a farm, and which is associated with a seasonal roadside farm stand, farm market, or other agricultural operation as defined in the Town of Lee, NH Zoning Ordinance. The content of Agricultural Product Signs may change per available goods, services or activities, and such signs shall not have an aggregate size larger than eight(8) square feet per side, limited to two (2) sides. A combination of one (1) A- frame type sign and (1) one placard

type sign display is allowed so long as the total aggregate area of both types of sign displays does not exceed (16) sixteen square feet total area.

i. Placard Type Signs: Goods, services, or activities may be displayed on Placard Type Signs not to exceed an aggregate total area (size) of eight (8) square feet per side, limited to two(2) sides.

ii. A-Frame Type Signs: Goods, services, or activities may be displayed on A-Frame Type Signs not to exceed an aggregate total area (size) of eight(8) square feet per side, limited to two(2) sides.

d. Exceptions: This ordinance excludes signs including but not limited to third party recognition or designation such as : American Tree Farm System, Conservation Easement property identification , Certified Organic Farm, Farm of Distinction, Heritage Farms and Barns Historic Structures, and others to be determined by the Code Enforcement Officer on a case by case basis.

The Lee Planning Board supports these changes.

YES 435 NO 80

3. To see if the Town will vote to adopt the provision as proposed by the Lee Library.

Are you in favor of the adoption of Article III as proposed by the Lee Library as follows:

Shall the town permit the public library to retain all money it receives from its income-generating equipment to be used for general repairs and upgrading and for the purchase of books, supplies and income-generating equipment?

YES 502 NO 35

Articles 4 through 32 will be acted upon
at the Mast Way Elementary School on
Wednesday, March 11, 2009 at 6:30 P.M.

Moderator Swanson noted that he does not adhere strictly to the Rules of Roberts Order; that he believes in a strong adherence to civility, common sense, and courtesy. The legislative body of this community and everyone in it has an opportunity to participate, briefly. It is important to participate, ask questions and expect answers; however, he will not allow open debate amongst people in the audience. If wish to speak, stand up and be recognized by him.

He stated that there will be requests for paper ballots this evening and he will explain further when the requests arise.

Moderator Swanson asked if it is the will of this legislative body to not reconsider Articles already acted upon during this session. By a show of voter cards, the vote was to not to reconsider Articles already acted upon.

OPERATING BUDGET

4. To see if the Town will vote to raise and appropriate the sum of three million, two hundred fifty-one thousand, one hundred eleven dollars (\$3,251,111.00) for general municipal operations. (The Selectmen recommend this appropriation. Majority vote required)

Executive (Select/Town Admin & Sec'y)	\$ 105,535.00
Election & Registration	\$ 11,133.00
Financial Administration	\$ 116,844.00
Town Clerk/Tax Collector	\$ 78,924.00
Land Protection	\$ 20,293.00
Information Technology	\$ 102,980.00
Property Revaluation	\$ 56,250.00
Legal Expenses	\$ 20,000.00
Personnel Administration	\$ 564,284.00
Planning & Zoning	\$ 42,125.00
Government Buildings	\$ 118,408.00
Cemeteries	\$ 17,540.00
Other Insurance	\$ 65,800.00
Other Government	\$ 20,000.00
Police Department	\$ 480,989.00
Dispatch Center	\$ 21,870.00
Special Duty	\$ 75,000.00
Fire Department	\$ 215,751.00
Code Enforcement	\$ 58,303.00
Emergency Management	\$ 5,750.00
Highway Department	\$ 416,915.00
Transfer Station	\$ 180,429.00
Solid Waste	\$ 133,390.00
Animal Control	\$ 600.00
General Assistance	\$ 28,180.00
Library	\$ 151,678.00
<u>Bond - Public Safety Complex:</u>	
Principal Payment	\$ 60,000.00
Interest Payment	\$ 31,890.00
<u>Bond – Transfer Station:</u>	
Principal Payment	\$ 30,000.00
Interest Payment	\$ 20,250.00
Implementing Step Program	\$ 20,000.00

OPERATING BUDGET TOTAL

\$3,251,111.00

Article 4 moved by Selectman LaCourse, seconded by Selectman Griswold.

Selectman LaCourse presented the Operating Budget in a power point presentation indicating that the budget includes the Town Clerk/Tax Collector (previously a Warrant Article), a new part time position in the Highway Department, new full time position in the Transfer Station, and a part time position for a janitor. Also included is the addition of a Step Program.

Martin Castle made a motion to amend the budget by \$14,000 and requested this amount be placed in the fire department budget line in order to increase the stipends for the Fire Chief, Deputy Chief, Captains (2) and Lieutenants (3) as previously submitted to the Advisory Budget Committee, raising the total town budget to \$3,265,111. Joanne Portalupi seconded the motion.

Moderator Swanson clarified that Mr. Castle may make a motion to amend the dollar amount but it is up to the Selectmen as to where the funds would be used. The motion cannot mandate the line item funded.

A discussion ensued with comments by Joanne Portalupi, Selectman Griswold, Diane Guimond, Mary Cobb, Dwight Barney, David Cedarholm, William Henze and Paul Gasowski.

Motion to amend defeated. YES 57 NO 106

Comments were made by David Cedarholm, Diane Guimond, Dwight Barney, Lou Ann Griswold and William Henze.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 4 ADOPTED. YES 164 NO 32

5. To see if the town votes to tear down the old garage behind the Town Hall? (The Selectmen recommend this appropriation. Majority vote required.)

Article 5 withdrawn by Selectman LaCourse on behalf of the Selectmen.

Moderator Swanson asked that the department heads stand and introduce themselves.

David Thrope made a motion to discuss and vote on Articles 30 and 31. Seconded by Ron Brisson. By a show of voter cards, the motion passed.

30. To see if the Town will vote to raise and appropriate the sum of up to two hundred and eighty-five thousand dollars (\$285,000.00) and up to thirteen thousand, seven

hundred and fifty dollars (\$13,750.00) for transaction costs to purchase and acquire a conservation easement on approximately 14.16 acres, more or less, of land at 185 Wadleigh Falls road owned by Kurt Aldag, Map 21 Lots 3-0 and 3-1, and to authorize the withdrawal of funds from the following sources:

\$85,000 from the Land Acquisition Capital Reserve Fund

\$213,750 from outside of town funding sources such as Lamprey River Advisory Committee, owner donation, or other outside funding sources.

(The Selectmen approve this appropriation. Majority vote required)

Article 30 moved by William Humm, seconded by David Meeker.

William Humm made a motion to strike “raise and appropriate” and substitute with “authorize the expenditure of”. David Meeker seconded. By a show of voter cards, motion to amend passed.

Mr. Humm explained that all town dollars will be drawn from two trust funds previously established for land protection, not dollars from the General Fund. Grants and donations will make up nearly 75% of the total cost of these acquisitions. Each land owner has agreed to make a significant donation for the appraised value.

Comments were made by Brian Giles, Dave Cedarholm, Brad Wilson, Laurel Cox, Fred Pulitzer, Geoffrey Carlton, Alan Dennis, Ron Brisson, Leslie Martin, Paul Gasowski, David Meeker, and Wendy Fogg.

Geoffrey Carleton moved the question.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 30 ADOPTED AS AMENDED. YES 136 NO 65

31. To see if the Town will vote to raise and appropriate the sum of up to two hundred eighty-eight thousand dollars (\$288,000.00) and up to thirteen thousand dollars (\$13,000.00) for transaction costs to purchase and acquire a conservation easement on approximately 14.6 acres, more or less, of land at 78 High Road owned by Drew and Betty Talley, Map 23, Lots 1-1, 1-2 and 1-10, and to authorize the withdrawal of funds from the following sources:

\$85,000 from the Land Use Change Tax Fund;

\$216,000 from outside of town funding sources such as Lamprey

River advisory Committee, owner donation, or other outside funding sources.

(The Selectmen recommend this appropriation. Majority vote required.)

Article 31 was moved by William Humm, seconded by David Meeker.

William Humm made a motion to amend Article 31 from “raise and appropriate” to “authorize the expenditure of”. Seconded by David Meeker. By a show of voter cards, motion to amend passed.

Mr. Humm explained that this proposal is the backup plan to the US Department of Agriculture, under their wetlands reserve program, acquiring the easement on this property. That would happen with no cost to the town. He explained that they are cautiously optimistic that that acquisition will go forward successfully. But they want the affirmative vote on this warrant article in the event that the NRCS acquisition of the easement does not succeed, so that the town will have the opportunity to save the property and not have it go on the market.

Comments were made by Laurel Cox, Charles McLean and Eric Gibson.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 31 ADOPTED AS AMENDED. YES 125 NO 68

6. To see if the Town will vote to raise and appropriate the sum of fifty-five thousand dollars. (\$55,200.00) for Town Center preliminary design to include the following:

- Historical Structure Reuse Study for existing Town Hall and Library
- Architectural Programming and Preliminary Site Design for existing Town Hall, Library and for the Community Center (Library and Community Room) to be located at the Bricker Property

And to authorize the withdrawal of twenty-seven thousand, six hundred dollars (\$27,600.00) from Town Building Capital Reserve Fund and twenty-seven thousand, six hundred dollars (\$27,600.00) from the Library Capital Reserve Fund. (The Selectmen recommend this appropriation. Majority vote required.)

Article 6 was moved by Lisa Morin, seconded by Selectman Griswold.

Lisa Morin made a motion to amend to strike “raise and appropriate” and replace with “authorize the expenditure of” and to add “two hundred” after the word “thousand” to correct a typographical error. Selectman LaCourse seconded. By a show of voter cards, motion to amend passed.

Ms. Morin stated that the Town Center Committee was appointed by the Selectmen in the Spring of 2007 to study parcels of land located within a half mile radius of the Lee Hill area with a particular focus on future expansion of town facilities including the Town Hall and Library. In 2007, they took some time to study the Zales property located behind the Lee Church Congregational and eventually ruled out as a potential building site.

So for the past year, they have been examining several properties within the half mile radius including the current municipal lot, Stevens Field, some land adjacent to the Highway Department and Transfer Station, and the former Bricker property.

When looking at the properties, they were rating them for suitability as a building site, they looked at environmental impact in terms of wetlands and easements, their proximity to other existing town services, looked at soils, opportunity to preserve some historic structures and playing fields. They also looked at if the sites lent themselves to green building design and looked at traffic issues that might arise from the location of a facility at these properties.

They conducted site walks, pulled surveys and had surveys done where no surveys were available. They also reviewed the space needs reports for the town hall and library which gave them an idea of what not only should there be for square footage today, but also looking out twenty to twenty-five years as the town grows.

They held public session in March, July and November of 2008 as an opportunity to gather public input.

After gathering all the information, they came up with a spreadsheet comparing all the properties. The Bricker property seemed to be best suited.

The consensus of the Town Center Committee was that the Town Hall should remain at the current municipal lot and utilize the existing Library for additional municipal office space and build a new library community center at the former Bricker parcel.

This Article is for Phase 2 which would be spent for a historical structure reuse study for the present Town Hall and Library (\$10,000); architectural programming for the proposed library community center (\$15,000); create an architectural program for the renovation and expansion of the current municipal facilities (\$10,000); develop a preliminary site plan for each site (\$9,000 for new library and \$4,000 for existing municipal facilities); costs estimates for processing permits for final design, permitting and construction; and add in a 15% contingency.

Comments were made by Dwight Barney, Ann Wright, Peg Dolan, William Humm, Dawn Genes, Paul Gasowski, and Alan Dennis.

Patricia Jenkins moved the question.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 6 ADOPTED AS AMENDED. YES 139 NO 34

7. To see if the town will authorize the public library trustees to accept gifts of personal property, other than money, which may be offered to the library for any public purpose under the provisions of RSA 202-A:4-d and that such authorization shall remain in effect until rescinded by a vote of town meeting. Prior to the acceptance of any gift valued at over \$5,000, the public library trustees will hold a public hearing on the proposed acceptance. No acceptance of any personal property under the authority of RSA 202-A:4-d shall be deemed to bind the town or the library trustees to raise, appropriate or expend any public funds for the operation, maintenance, repair or replacement of such personal property.

Article 7 was moved by Bruce Larson, seconded by Lisa Morrison.

William Henze and Mrs. Henze commented.

Caren Rossi moved the question.

ARTICLE 7 ADOPTED.

Moderator Swanson stated that there was a request earlier to discuss articles 8 and 9 together since they are linked in a sort of fashion, but vote on them separately. He asked for a show of voter cards in favor of discussing the two Articles collectively. It was voted to discuss collectively by vote on separately.

8. To see if the Town will vote to eliminate the following trust funds. If warrant article nine (9) passes, the balance of each fund, as of June 30, 2009, will be used towards the cost of purchasing and installing an elevator at the Safety Complex. If warrant article nine (9) fails, the balance of each fund, as of June 30, 2009, will be deposited into the Fire Building Trust Fund for the use of finishing the Safety Complex second floor.

Communicable Disease	Balance as of 6/30/09	\$ 2,941.02
Cable TV	Balance as of 6/30/09	\$ 1,019.18
Lee Hill Cemetery Fence	Balance as of 6/30/09	\$ 627.32
Fire Protection Equip.	Balance as of 6/30/09	\$17,277.00

(The Selectmen recommend this appropriation. Majority vote required.)

Article 8 presented by Diane Guimond and moved by Selectman Griswold, seconded by Selectman LaCourse.

Chief Murch stated that the Safety Complex was voted on March 2002, built in 2002 and 2003. Police Department moved in December 2003, which is a little over five years ago. The building was originally voted with an unfinished second floor and the reason for that

was there was a hard fast number of \$1.3 million dollars which eliminated the completion of the upstairs. The upstairs has been plumbed, studded off. The elevator is the next step to completing the second floor.

Comments were made by Dave Cedarholm, Donna Eisenbard, Dwight Barney, Paul Gasowski, Selectman Reinhold, Brad Wilson, Leslie Martin, Mike Blake, Mary Anne Banks, and Ann Wright.

Krista Betts moved the question.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 8 ADOPTED. YES 111 NO 32

9. To see if the Town will vote to raise the sum of ninety-seven thousand dollars (\$97,000.00) for the purchase and installation of an elevator in the Safety Complex. Sixty-nine thousand dollars (\$69,000.00) to be raised from General Taxation, and twenty-one thousand, eight hundred sixty-four dollars and fifty-two cents (\$21,864.52) from the closing of the trust funds as described in warrant article #8 and five thousand dollars (\$5,000.00) from the Fire Building Trust Fund.

(The Selectmen recommend this appropriation. Majority vote required.)

Article 9 moved by Chet Murch, seconded by Selectman LaCourse.

Chet Murch made a motion to amend by adding “and appropriate” after the word “raise”. Selectman Griswold seconded. By show of voter cards, motion to amend passed.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 9 ADOPTED AS AMENDED. YES 75 NO 50

Kirk Block made a motion to move and discuss and act on Article Warrant 26 at this time. Seconded by Matt Juroic.

Motion Defeated.

Dwight Barney made a motion to recess and reconvene tomorrow night at the Mast Way School, in Lee, NH at 6:30 pm. Seconded by William Henze.

Geoffrey Carlton, Dave Cedarholm, William Henze, and Eric Gibson made comments on the motion.

Motion Defeated.

10. To see if the Town will vote to raise and appropriate the sum of fifty-five thousand dollars (\$55,000.00) to be used to complete the deceleration lane and develop fields, and to withdraw fifty-five thousand (\$55,000.00) from the Recreation Commission Trust Fund. (The Selectmen recommend this appropriation. Majority vote required.)

Article 10 was moved by Phil Sanborn, seconded by Selectman Griswold.

Phil Sanborn made a motion to amend to strike “raise and appropriate” and replace with “authorize the expenditure of” and replace “develop fields” with “for park development in Little River Park”. Seconded by Geoffrey Carlton.

Charlie McLean made a motion to amend to add Little River Park. He subsequently withdrew his motion to amend.

Eric Sawtelle made a motion to amend to delete the second fifty-five thousand (\$55,000.00) to alleviate the confusion on whether there is one fifty-five thousand dollar withdrawals or two.

Carol Ann LaCourse recommended deleting “and to withdraw fifty-five thousand” and replace with “by withdrawing said sum”.

Moderator Swanson decided that for simplification he is withdrawing all motions to amend and restating one motion.

Phil Sanborn moved to amend Article 10 to “ To see if the Town will vote to *authorize the expenditure of* the sum of fifty-five thousand dollars (\$55,000.00) to be used to complete the deceleration lane and *for the park development in Little River Park by withdrawing said sum* from the Recreation Commission Trust Fund. (The Selectmen recommend this appropriation. Majority vote required.)” Geoffrey Carlton seconded.

Motion to Amend Passed.

Caren Rossi moved the question.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 10 ADOPTED AS AMENDED. YES 95 NO 10

11. To see if the Town will vote to raise and appropriate the sum of ten thousand dollars (\$10,000.00) to be deposited with the Trustees of Trust Funds for the Town Buildings Fund. (The Selectmen recommend this appropriation. Majority vote required.)

Article 11 presented by Diane Guimond, moved by William Henze, seconded by Selectman Reinhold.

ARTICLE 11 ADOPTED.

12. To see if the Town will vote to raise and appropriate the sum of seventy thousand dollars (\$70,000.00) to be deposited with the Trustees of Trust Funds for the Highway Bridge Expendable Trust Fund. (The Selectmen recommend this appropriation. Majority vote required.)

Article 12 moved by Randy Stevens, seconded by Selectman LaCourse.

ARTICLE 12 ADOPTED.

13. To see if the Town will vote to raise and appropriate the sum of thirty thousand dollars (\$30,000.00) to be deposited with the Trustees of Trust Funds for the purchase of new highway equipment to be deposited in the Highway Expendable Trust fund. (The Selectmen recommend this appropriation. Majority vote required.)

Article 13 presented by Randy Stevens, seconded by Selectman LaCourse.

Eric Sawtelle made a motion to amend by removing the word “new”. Richard Wellington seconded. By a show of voter cards, the motion to amend passed.

ARTICLE 13 ADOPTED AS AMENDED.

14. To see if the Town will vote to raise and appropriate the sum of eight thousand dollars (\$8,000.00) to be deposited with the Trustees of Trust Funds for the repair and replacement of fire ponds and cisterns. (The Selectmen recommend this appropriation. Majority vote required.)

Article 14 moved by Selectman Griswold, seconded by Selectman LaCourse.

Dawn Genes made a motion to amend by adding the words “...for the Fire Cistern Trust Fund...” after Trustees of the Trust Funds. Geoff Carlton seconded. By a show of voter cards, the motion to amend passed.

ARTICLE 14 ADOPTED AS AMENDED.

15. To see if the Town will vote to raise and appropriate the sum of ten thousand dollars (\$10,000.00) to be deposited with the Trustees of Trust Funds for the purchase of new fire equipment for the Fire Equipment Trust Fund. (The Selectmen recommend this appropriation. Majority vote required.)

Article 15 presented by Michael Blake, moved by Selectman Griswold, and seconded by Selectman LaCourse.

ARTICLE 15 ADOPTED.

16. To see if the Town will vote to raise and appropriate the sum of thirty thousand dollars (\$30,000.00) for the purchase of new equipment to be deposited with the Trustees of Trust Funds for the Transfer Station Equipment Trust Fund. (The Selectmen recommend this appropriation. Majority vote required.)

Article 16 moved by Roger Rice, seconded by Selectman Griswold.

Fred Pulitzer made a motion to remove the word “new”. Charlie McLean seconded. By show of voter cards, motion to amend passed.

ARTICLE 16 ADOPTED AS AMENDED.

17. To see if the Town will vote to raise and appropriate the sum of twelve thousand dollars (\$12,000.00) to deposited with the Trustees of Trust Funds for the Accrued Benefits Trust Fund. (The Selectmen recommend this appropriation. Majority vote required.)

Article 17 presented by Diane Guimond, moved by Selectman Griswold, and seconded by Selectman LaCourse.

ARTICLE 17 ADOPTED.

18. To see if the Town will vote to raise and appropriate the sum of eight thousand dollars (\$8,000.00) to be deposited with the Trustees of Trust Funds for the Library Capital Reserve Fund. (The Selectmen recommend this appropriation. Majority vote required.)

Article 18 moved by Margaret Dolan, seconded by Lisa Morin.

ARTICLE 18 ADOPTED.

Dave Cedarholm made a motion to recess to Thursday night, March 12, 2009, at 6:30 pm, at the Mast Way School, Lee, NH. Motion seconded. By a show of voter cards, motion to recess passed by a vote of 45 yes, 40 no.

Wendy Nixon, James Banks, Penny Boucher, Donna Eisenhard and Lou Ann Griswold were sworn in as additional ballot clerks.

Moderator Swanson declared the meeting adjourned at 11:40 pm. And to reconvene March 12, 2009 at 6:30, at the Mast Way School.

Moderator Swanson reconvened the 2009 Annual Town Meeting at 6:30 pm, Thursday, March 12, 2009.

19. To see if the Town will vote to raise and appropriate the sum of ten thousand dollars (\$10,000.00) to be deposited with the Trustees of Trust Funds for the Recreation Trust Fund. (The Selectmen do not recommend this appropriation. Majority vote required.)

Article 19 moved by Philip Sanborn, Jr., seconded by Selectman Griswold.

Selectman Griswold clarified that the word “not” in the Selectmen’s recommendation was entered incorrectly. The Selectmen do recommend this appropriation.

Comments were made by Dave Cedarholm, Selectman Reinhold, Geoffrey Carlton, Leslie Martin, Phil Sanborn, Bambi Miller.

Ann Ury moved the question.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 19 ADOPTED. YES 59 NO 19

20. To see if the Town will vote to raise and appropriate the sum of twenty-five thousand dollars (\$25,000.00) to be added to the Land Acquisition Capital Reserve Fund. (The Selectmen recommend this appropriation. Majority vote required.)

Article 20 moved by William Humm, seconded by Selectman LaCourse.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 20 ADOPTED. YES 65 NO 28

21. To see if the Town will vote to raise and appropriate the sum of nineteen thousand, six hundred eighty-five dollars (\$19,685.00) for the McGregor Memorial Ambulance Corps (MAC). (The Selectmen recommend this appropriation. Majority vote required.)

Article 21 presented by Mike Blake, moved by Selectman Griswold., seconded by Selectman LaCourse.

ARTICLE 21 ADOPTED.

22. To see if the Town will vote to raise and appropriate the sum of five thousand, thirty seven dollars (\$5,037.00) for Strafford Regional Planning Commission. (The Selectmen recommend this appropriation. Majority vote required.)

Article 22 moved by Alan Dennis, seconded by Selectman Griswold.

ARTICLE 22 ADOPTED.

23. To see if the Town will vote to raise and appropriate the sum of eight thousand, five hundred dollars (\$8,500.00) for the Conservation Commission. (The Selectmen recommend this appropriation. Majority vote required.)

Article 23 moved by William Humm, Seconded by Selectman Griswold.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 23 ADOPTED. YES 76 NO 24

24. To see if the Town will vote to raise and appropriate the sum of two thousand, seven hundred seventy dollars (\$2,770.00) for the Town of Lee Heritage Commission. (The Selectmen recommend this appropriation. Majority vote required.)

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 24 ADOPTED. YES 92 NO 17

25. To see if the Town will vote to raise and appropriate the sum of six thousand, nine hundred dollars (\$6,900.00) for the Town of Lee Recreation Commission. (The Selectmen recommend this appropriation. Majority vote required.)

Article 25 moved by Phil Sanborn, seconded by Selectman Griswold.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 25 ADOPTED. YES 90 NO 16

26. To see if the Town will vote to raise and appropriate the sum of twenty-five thousand dollars (\$25,000.00) for the Oyster River Youth Association. (The Selectmen recommend this appropriation. Majority vote required.)

Article 26 moved by Phil Sanborn, seconded by Selectman Griswold.

Mary Copp and Dawn Genes commented.

Phil Stetson moved the question.

ARTICLE 26 ADOPTED.

27. To see if the Town will vote to raise and appropriate the sum of three thousand dollars (\$3,000.00) for the Town of Lee Agriculture Commission. (The Selectmen recommend this appropriation. Majority vote required.)

Article 27 moved by Eric Sawtelle, seconded by Selectman LaCourse.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 27 ADOPTED. YES 95 NO 13

28. To see if the Town will vote to raise and appropriate the sum of two thousand dollars (\$2,000.00) for the Energy Committee to explore renewable energy systems. (The Selectmen recommend this appropriation. Majority vote required.)

Article 28 moved by William Burtis, seconded by Selectman Griswold.

A written request of 5 voters, or more (present at meeting), for a secret ballot was submitted prior to the voice vote. A secret ballot was conducted.

ARTICLE 28 ADOPTED. YES 97 NO 14

29. To see if the Town will vote to raise and appropriate the sum of twelve thousand, five hundred thirty-three dollars (12,533.00) for the agencies listed below:

Avis Goodwin Community Health Center	\$ 2,000.00
Stafford County community Action	\$ 1,500.00
Sexual Assault Support Services	\$ 1,775.00
Lamprey Health Care	\$ 2,600.00
My Friend's Place	\$ 500.00
CASA	\$ 500.00
AIDS Response Seacoast	\$ 700.00
American Red Cross	\$ 800.00
Girls on the Run	\$ 500.00
Strafford County Homemakers	\$ 958.00
Homeless Center for Strafford County	\$ 500.00
Total	\$12,333.00

(The Selectmen recommend this appropriation. Majority vote required.)

Article 29 presented by Diane Guimond, moved by Selectman Griswold, seconded by Selectman LaCourse.

Selectman Griswold moved to amend the number twelve thousand five hundred thirty-three dollars to read twelve thousand three hundred thirty-three dollars stating a typographical error. Selectman Reinhold seconded. By a show of voter cards, motion to amend passed.

Paul Gasowski commented.

ARTICLE 29 ADOPTED AS AMENDED.

32. To transact any other business which may legally come before this meeting.

Paul Gasowski commended the assistant ballot clerks for all their efforts through the secret ballot process. He also expressed his concern on the speed of vehicles on Route 155.

David Minor suggested that all Town Meetings and board meetings be opened with the Pledge of Allegiance.

Alan Dennis moved to adjourn. Selectman Griswold seconded.

Motion passed.

Respectfully submitted,

Linda R. Reinhold
Town Clerk/Tax Collector