Record of Affirmative Votes from 2012 Town Meeting

Town of Henniker
State of New Hampshire

Polls were open at the Henniker Community School Gymnasium in Henniker 51 Western Avenue on Tuesday, March 13, 2012 from 7:00 a.m. until 7:00 p.m. and voting commenced on the following:

1) Town Officers were voted as follows for the ensuing year:
   *Asterisk indicates person(s) elected

   Selectmen – 3 year term
   Robert French Jr.  247*
   Kris Blomback  304*
   Kellie Dyjak  164

   Moderator-2 year term
   Wayne Colby  392*

   Town Treasurer –1 year term
   Susan Damour  382*

   Trustees of the Tucker Free Library-3 year term
   Jamie Ramsey  323*
   Patti N. Osgood  351*

   Cemetery Trustee –3 year term
   Martha Taylor  395*

   Planning Board-3 year term
   Rick Patenuade  314*
   Edward Miner (write in)  17*

   Trustees of the Trust Fund-3 year term

   Cogswell Spring Water Works Commissioner-3 year term
   Jerry D. Gilbert  229*
   Donald G. Blanchard  154

   Supervisor of the Checklist-3 year term
   Anne M. Gould  380*

2) Are you in favor of amending Chapter 133, Zoning Regulations, Article VIII Commercial District Regulations, Section 133-29 Commercial Uses in CH Heavy Commercial District, by deleting all residential uses as Permitted uses in the District and delete those allowed by Special Exception (thereby prohibiting the establishment of new residential uses in the CH District), thereby prohibiting the following: single and two-family dwellings, home rental of up to 2 apartments, manufactured housing, home rental of 3 or more apartments and manufactured housing parks. As well as amending Article XX, Manufactured Housing Parks, section 133-82
Permitted Uses, paragraph A, by deleting manufactured housing parks in the CH Heavy Commercial District as a use allowed by special exception.

Purpose: In order to reduce potential conflicts (noise, traffic) that can arise between incompatible land uses, most notable residential and non-residential uses, the Planning Board is proposing prohibiting residential uses from this commercial/industrial area. This eastern section of Old Concord Road is key to expanding the community’s tax base, providing an area for job growth and tax revenue. Its location and limited access provides a unique opportunity to locate active commercial and industrial users in a district segregated from most of the community.

YES 254  NO 162

3) Are you in favor of amending Chapter 133, Zoning Regulations, Article VIII Commercial District Regulations, Section 133-28 Regulations for all commercial districts, G, by amending it as follows: No commercial retail buildings, as defined as any building for commercial retail use, with a building footprint greater than 35,000 square feet will be allowed within any of the zoning districts in the Town of Henniker, shall be prohibited from all zoning districts, except for the CH Heavy Commercial District.

Purpose: At this time, no commercial buildings larger than 35,000 square feet are allowed anywhere in the community. Given the location of the CH Heavy Commercial District, (eastern portion of Old Concord Road), the Planning Board believes that this area of the community is well suited for commercial growth, with excellent access and vacant land. In addition, it will provide opportunities to expand the tax base, which is greatly needed.

YES 211  NO 212

A recount was requested by 15 registered voters. The recount was conducted on March 27, 2012 at 4:30 pm in the meeting room at the Town Hall. Wayne Colby, Moderator; Kimberly Johnson, Town Clerk/Tax Collector; the Selectmen: Kris Blomback, Ronald Taylor, Thomas Watman, Robert French Jr. and Leo Aucoin were present. The results from the recount are:

YES 212  NO 213

4) Are you in favor of amending Chapter 133, Zoning Regulations, Article XXIX Historic District, by amending Section 133-162 District areas, Paragraph B, by adding the following properties to the Historic District Overlay Map: Lot 413 (The Grange), Lots 242 A & B (The Community Center and Community Park) and Lot 203 (Academy Hall). All properties are owned by the Town of Henniker.

Purpose: At this time, the Historic District is limited to the area around Town Hall (Park across the street, Town Hall, ball fields and cemetery). This proposal will add four town owned properties to the District, affording them the same historic protections that now exist for the Town Hall. This amendment was initiated and supported by the Historic District Commission.

YES 316  NO 110

5) Are you in favor of amending Chapter 133, Zoning Regulations, Article XI, Signs, by amending the Ordinance in numerous places, with the goal to clarify and streamline the permitting process, along with other amendments that: 1) Remove the current requirements for sign permits for many types of signs, including temporary signs, window signs, flags and
banners, while still maintaining existing size and lighting requirements. 2) Remove restrictions on when temporary signs can be displayed. 3) Remove requirements for sign setbacks, unless there is a safety issue. 4) Permit projecting signs. 5) Clarify that sign sizes exclude the sign framework. 6) Clarify that the Ordinance applies only to business type signs and not homeowner signs. 7) Allow for service organization signs (like Rotary or Farmer’s Markets) which are presently allowed under the current regulations. 8) Ensure that externally lighted signs may use energy saving compact fluorescent lights (which currently are not allowed) and that these signs will be designed to avoid excessive glare. And, 9) Authorizes the Board of Selectmen to designate a town staff person to issue sign permits instead of requiring the approval of a sign permit at a Board meeting.

Purpose: The existing sign ordinance contains language that can be very confusing and difficult to interpret. In addition, all sign permits now must be approved by the Board of Selectmen, which can cause delays in issuing permits. In order to address these issues and streamline the process, a number of changes are being proposed including clarifying wording, removing the need for permits in some cases and allowing town staff to issue permits.

YES 309 NO 110

(457 of the 2814 registered voters in Henniker voted – 16%)

The meeting reconvened at the Henniker Community School Cafetorium on Saturday, March 17, 2012 at 1:00 p.m.

The annual Henniker Town meeting began with the reciting of the Pledge of Allegiance. The Moderator, Wayne Colby, introduced the front table – Kimberly Johnson, Town Clerk/Tax Collector; Deborah Aucoin, Deputy Town Clerk/Tax Collector; the Selectmen: Robert French, Jr., Leo Aucoin; Kris Blomback, Chairman, Ronald Taylor, Thomas Watman; Chuck Connell, Town Administrator; and Russ Roy, Finance Director. The results of the contested races from the election on Tuesday, March 13, 2012, were announced along with the zoning question results.

The Moderator gave a brief review of the procedures to be followed during the Town meeting to assure that the meeting would be orderly and legal. “Only registered voters would be allowed to speak or vote, so make sure you have checked in with the Supervisors of the Checklist and have your voter card.” Remarks are to be directed to the Moderator with no personal debate between each other. If you would like to have a ballot vote on any article, any 5 voters present may submit a request in writing before a vote is taken. We are all in the same sandbox – play nice.

Kris Blomback, Chairman of the Selectmen, welcomed everyone to the Town meeting and said that there is far more we can agree on then not to agree on. Former employees Neal Martin and Peter Flynn were recognized and thanked for their many years of service. Russ Roy, the Finance Director, was thanked for serving as the interim Town Administrator until the position was filled. Chuck Connell was welcomed as the new Town Administrator and began working November 1, 2011. Mr. Blomback briefly went over the purchases approved from last year’s town meeting, some of the maintenance done in Town including Old Concord Road Wall and a new roof on the Grange, the issue with road signage and damage from Irene. Some of the
highlights to be presented at this year’s Town meeting include purchase of a loader, conservation land, Safe Routes to School Program, Jordan Institute Energy Study, along with budget request details. The Selectmen feel that they are bringing a fair and balanced budget to the meeting today.

The Moderator reminded us that he intends to keep the meeting on the up and up during this democratic process. A reminder was given to all the newly elected officials that they need to be sworn in at the Town Clerk’s office before performing their official duties.

6) **VOTED** to raise and appropriate the sum of up to Three Hundred Fifty Thousand Dollars ($350,000) for the Cogswell Spring Water Works. This is for the repair and sealing of the in-ground water storage tank located on Depot Hill, Lot 433A, the cost of which is $220,000 and for replacing the existing 2000 feet of 6 inch water main on Western Avenue with an 8 inch water main. The new 8 inch main will be installed from the Police Station to Liberty Hill Road. The cost is ($130,000). Furthermore to authorize the issuance of not more than $350,000 in bond or notes in accordance with the provisions of the Municipal Finance Act RSA Chapter 33 and; to authorize the Selectmen and Water Commissioners to issue and negotiate such bonds or notes and determine the rate of interest thereon. Revenues from the water department fees will offset the costs of both projects. Cost of the bond is approximately $28 per unit per year for both projects. (2/3 vote required for passage).

*Water Commissioners Recommend. Selectmen Recommend.*

**BALLOT VOTE**

YES 105  NO 12

**PASSED BY 2/3 MAJORITY**

**MOTION** made to postpone action on Articles #7 & #8 until we know the results of Article #6

**MOTION PASSED**

9) To see if the town will vote to authorize the conveyance of two conservation easements to established Conservation Trusts; one on three adjacent properties off Warner Road, identified in the town’s tax records as Map 1, Lots 47, 48 (Preston Memorial Forest) and 50, and the second on one property off Colby Hill Road, identified in the town’s tax records as Map 1, Lot 86, subject to the conditions that the Conservation Commission approve the conveyance, and underwrite all costs from the conservation fund, including, but not limited to surveying, legal, purchase of the easements from the town and monitoring fees. The town would sell these conservation Easements to the established land trusts, with income to go to the general fund.

*Conservation Commission and Selectmen Recommend.*

**MOTION TO AMEND (#1)** Article 9: Shall the Town authorize the Selectmen to sell 3 properties, under the provisions of RSA 80:80, identified in the Town’s tax records as Map 1, lots 47, 50 and 86, by advertising for sealed bids, good faith negotiations with private parties or by such other method of sale the Selectmen determine to be in the best interest of the Town. The Selectmen shall add any restrictions on the deeds to the properties that they feel are in the best interest of the Town. If this article is approved, the sale of the properties shall be completed within 3 years.

**AMENDMENT #1 TO ARTICLE #9 FAILED**
VOTED to authorize the conveyance of two conservation easements to established Conservation Trusts; one on three adjacent properties off Warner Road, identified in the town’s tax records as Map 1, Lots 47, 48 (Preston Memorial Forest) and 50, and the second on one property off Colby Hill Road, identified in the town’s tax records as Map 1, Lot 86, subject to the conditions that the Conservation Commission approve the conveyance, and underwrite all costs from the conservation fund, including, but not limited to surveying, legal, purchase of the easements from the town and monitoring fees. The town would sell these conservation Easements to the established land trusts, with income to go to the general fund.

10) To see if the Town will vote to raise and appropriate the sum of One Hundred Sixteen Thousand Dollars ($116,000) to purchase a Front End Loader as specified by the Town’s Road Agent and to authorize the withdrawal of Sixty Thousand Dollars ($60,000) from the already established Capital Reserve Fund for this purpose. The proceeds of the trade in of the 1978 Dresser Loader for at least Five Thousand Dollars ($5,000) and the 1996 Caterpillar loader for at least Thirty Five Thousand Dollars ($35,000) will be applied to the purchase to reduce the amount to be raised from taxation to an amount not to exceed Sixteen Thousand Dollars ($16,000). This is a non-lapsing article per RSA 32:7 and will not lapse before two (2) years or upon completion of purchase, whichever comes first.

Selectmen recommend.

MOTION TO AMEND (#1) Article 10: To see if the Town will vote to raise and appropriate the sum of One Hundred, Thirty Six Thousand Dollars ($136,000) to purchase a new Front-End Loader as specified by the Town’s Road Agent. Further more instruct the Selectmen to obtain sealed bids on at least three (3) new comparably equipped front-end loaders produced by Caterpillar, John Deere and Komatsu. Thereafter, authorize the withdrawal of Sixty Thousand Dollars ($60,000) from the already established Capital Reserve Fund for this purpose. The proceeds of the trade in of the 1978 Dresser Loader for at least Five Thousand Dollars ($5,000), and the 1996 Caterpillar Loader for at least Thirty Five thousand Dollars ($35,000) will be applied to the purchase to reduce the amount to be raised from taxation, not to exceed Thirty Six Thousand dollars ($36,000). This is a non-lapsing article per RSA 32:7 and will not expire before two (2) years or upon completion of purchase, whichever comes first.

MOTION PASSED

VOTED to raise and appropriate the sum of One Hundred, Thirty Six Thousand Dollars ($136,000) to purchase a new Front-End Loader as specified by the Town’s Road Agent. Further more instruct the Selectmen to obtain sealed bids on at least three (3) new comparably equipped front-end loaders produced by Caterpillar, John Deere and Komatsu. Thereafter, authorize the withdrawal of Sixty Thousand Dollars ($60,000) from the already established Capital Reserve Fund for this purpose. The proceeds of the trade in of the 1978 Dresser Loader for at least Five Thousand Dollars ($5,000), and the 1996 Caterpillar Loader for at least Thirty Five thousand Dollars ($35,000) will be applied to the purchase to reduce the amount to be raised from taxation, not to exceed Thirty Six Thousand dollars ($36,000). This is a non-lapsing article per RSA 32:7 and will not expire before two (2) years or upon completion of purchase, whichever comes first.
CLOSED VOTING ON ARTICLE #6

11) **VOTED** to raise and appropriate the sum of One Dollar ($1.00) to be added to the already established Bridge Capital Reserve Fund, the amount to be raised from current year taxation. **Selectmen recommend.**

12) **VOTED** to raise and appropriate the sum of Four Million Twenty Four Thousand One Hundred Forty Five Dollars ($4,024,145) for general municipal operations. **Selectmen recommend.**

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<th>2012 Budget</th>
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<td>Debt Service - Interest</td>
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<td>Debt Service - Tan Interest</td>
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<td><strong>TOTAL</strong></td>
<td>4,024,145</td>
<td>4,176,675</td>
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RESULTS from Article # 6 were announced

**MOTION** made to restrict reconsideration of Articles 6 & 9 –12 in accordance with RSA 40:10, paragraphs 1 and 5.

**MOTION PASSED**
7) **VOTED TO TAKE NO ACTION** to raise and appropriate the sum of up to Two Hundred Twenty Thousand Dollars ($220,000) for the repair and sealing of the Cogswell Spring Water Works in-ground water storage tank, Lot 433A located on Depot Hill. The cost is $220,000. Furthermore to authorize the issuance of not more than $220,000 in bonds or notes in accordance with the provisions of the Municipal Finance Act RSA Chapter 33; and to authorize the Selectmen and Water Commissioners to issue and negotiate such bonds or notes and determine the rate of interest thereon. Revenues from the water department fees will offset costs of said project. Cost of the bond is approximately $18 per unit per year. (2/3 vote required for passage).

*Water Commissioners Recommend. Selectmen Recommend.*

(Note: If Article 6 is passed, this article will be withdrawn.)

8) **VOTED TO TAKE NO ACTION** to raise and appropriate the sum of up to One Hundred Thirty Thousand Dollars ($130,000) to replace the existing 2000 feet of 6-inch water main on Western Avenue with an 8-inch water main. The new 8-inch main will be installed from the Police Station to Liberty Hill Road. Furthermore to authorize the issuance of not more than $130,000 in bond or notes in accordance with the provisions of the Municipal Finance Act RSA Chapter 33; and to authorize the Selectmen and Water Commissioners to issue and negotiate such bonds or notes and determine the rate of interest thereon. Revenues from the water department fees will offset costs of said project. Cost of the bond is approximately $10 per unit per year. (2/3 vote require for passage).

*Water Commissioners Recommend. Selectmen Recommend.*

(Note: If Article 6 is passed, this article will be withdrawn.)

13) **VOTED** to raise and appropriate the sum of Thirty Two Thousand Dollars ($32,000) for the purpose of an energy efficient upgrade to the Highway Department building. This energy efficiency upgrade is the recommendation of the Energy Committee based on the Jordan Institute Study completed in September 2011 that carries with it a simple payback of 6.5 years. The energy efficiency upgrade includes an envelope upgrade (including proper insulation of the roof and floor along with replacement windows throughout the building). The total amount of Thirty Two Thousand Dollars ($32,000) shall be raised by taxation.

*Selectmen recommend.*

14) **VOTED** to raise and appropriate the sum of Two Hundred Forty Six Thousand Nine Hundred Forty Six Dollars ($246,946) for the reconstruction of sidewalks and curbing on Western Avenue and Rush Road and modification of the Hall Avenue—Western Avenue intersection and authorize the acceptance of the same amount from a Safe Routes to School Program grant set forth by the New Hampshire Department of Transportation. The funding is One Hundred Percent (100%) reimbursable by the State upon completion of the project(s) authorized by the NHDOT; and furthermore, dispensing of funds from this article is contingent upon the DOT awarding the grant. The grant awards will likely be applied for and be announced in April 2013. This is a non-lapsing article per RSA 32:7 and will not lapse before two (2) years or upon completion, whichever comes first.

*Selectmen recommend.*

15) To see if the Town will vote to establish the position of Recreation Director to oversee, coordinate and administer all of the Town's sports activities now currently totally organized by
volunteers; and to raise and appropriate the sum of Fifteen Thousand Dollars ($15,000). The source of funding is private donations and funds in the Recreation Revolving Fund, created by the town meeting vote on Article 32 in 2009.

Selectmen recommend.

MOTION TO AMEND (#1) ARTICLE 15: To see if the Town will vote to establish the position of Recreation Director to oversee, coordinate and administer all of the Town’s sports activities (and other activities for youth, such as arts and music offerings) now currently totally organized by volunteers; and to raise and appropriate the sum of Fifteen Thousand Dollars ($15,000). The source of funding is private donations and funds in the Recreation Revolving Fund, created by the Town Meeting vote on Article 32 in 2009.

AMENDMENT #1 TO ARTICLE #15 FAILED

VOTED to establish the position of Recreation Director to oversee, coordinate and administer all of the Town's sports activities now currently totally organized by volunteers; and to raise and appropriate the sum of Fifteen Thousand Dollars ($15,000). The source of funding is private donations and funds in the Recreation Revolving Fund, created by the town meeting vote on Article 32 in 2009.

16) VOTED to raise and appropriate the sum of One Hundred Ninety Thousand Eight Hundred and Four Dollars ($190,804) for the Tucker Free Library with the amount to be raised from current year taxation. Selectmen recommend.

17) VOTED to raise and appropriate the sum of Thirty Seven Thousand Dollars ($37,000) for the purpose of painting the Academy Hall Building (Historical Society Museum and Offices) located on Map 2, Lot 203. Further, to see if the Town will vote to authorize the Selectmen to remove and use Twelve Thousand Dollars ($12,000) from the Proctor Family Trust. Twenty Thousand Dollars ($20,000) will be donated by the Henniker Historical Society with the remaining amount of Five Thousand Dollars ($5,000) to be raised through taxation. (2/3 majority vote required for passage as stated in the Will that created the Trust.) Selectmen recommend.

STANDING COUNT YES 79 NO 0

MOTION made to restrict reconsideration of Articles 13-17 in accordance with RSA 40:10, paragraphs 1 and 5. 

MOTION PASSED

18) VOTED to raise and appropriate the sum of Thirty Three Thousand Dollars ($33,000) to refurbish a Highway Department Freightliner dump/plow truck. Selectmen recommend.
19) **VOTED** to raise and appropriate the sum of Fifty Thousand Dollars ($50,000) to be added to the Ambulance Capital Reserve Fund established in 1988 under the provisions of RSA 35:1 for the purchase of an ambulance for the Rescue Squad.

*Selectmen recommend.*

20) **VOTED** to raise and appropriate the sum of up to One Hundred Fifty Thousand Two Hundred and Forty-Nine Dollars ($150,249) for road improvements; said appropriation will be offset with any Highway Block Grant Funds received. This is a non-lapping appropriation per RSA 32:7, VI and will not lapse before three (3) years or upon completion of the project, whichever comes first.

*Selectmen recommend.*

21) **VOTED** to raise and appropriate the sum of Three Hundred Thirty One Thousand Four Hundred Forty Dollars ($331,440) for the operating expenses of Cogswell Spring Water Works.

*Selectmen recommend.*

22) **VOTED** to raise and appropriate the sum of Five Hundred Fourteen Thousand Seven Hundred Forty One Dollars ($514,741) for the operating expenses of the Wastewater Treatment Plant.

*Selectmen recommend.*

To transact any other business that may legally come before this meeting. (This article is meant to allocate time that public acknowledgments may be voiced and is not meant to add additional warrants to the meeting. The final decision is the responsibility of the Town Moderator - per Henniker Town Counsel).

The meeting was adjourned at 4:05 pm.

A True Copy Attest:

Kimberly I. Johnson, Town Clerk