

**TOWN OF NEWINGTON
STATE OF NEW HAMPSHIRE
2010 TOWN WARRANT**

To the inhabitants of the Town of Newington in the County of Rockingham and said State qualified to vote in Town affairs:

You are hereby notified to meet at the Newington Town Hall on Tuesday, March 9, 2010 to act on Articles 1 - 3. The polls will open at 11:00am and will close at 7:00pm.

The business portion of the meeting to act on Articles 4 - 21 will resume on Saturday, March 13, 2010 at 10:30am.

ARTICLE 1: To choose in the manner provided by law; One (1) Selectman for 3 years; one (1) Treasurer for 1 year; one (1) Supervisor of the Checklist for 5 years; two (2) Planning Board Members for 3 years; one (1) Cemetery Committee Member for 3 years; one (1) Board of Fire Engineers for 3 years; one (1) Police Commission Member for 3 years; one (1) Library Trustee for 3 years; one (1) Trustees of the Trust Funds for 3 years; three (3) Budget Committee Members for 3 years and one (1) for 1 year; one (1) Sewer Commission Member for 3 years.

ARTICLE 2: As brought forth by petition of Susan K. Smith, of 405 Newington Road, 'Shall we adopt the provisions of RSA 40:13 (known as SB 2) to allow official ballot voting on all issues before the Town of Newington on the second Tuesday of March ? '

Yes: 67 No: 176

ARTICLE 3: To see if the Town will amend the Zoning Ordinance as proposed by the Planning Board, by adopting the following article:

Amendment #1: Amend Article IX Section 3 as follows: "*Parking lot travel lanes shall be a ~~minimum~~ maximum of 24 feet in width.*"

Yes: 159 No: 81

Amendment #2: Eliminate the footnote in Article X Section 7 that reads as follows: "*** Parking lots are exempt from this 100- foot requirement from all wetlands except Prime Wetlands. Parking lots shall observe a 25-foot setback from the (non-Prime) Wetlands that are greater than 5,000 square feet.*"

Yes: 122 No: 116

ARTICLE 4: To see if the Town will vote to raise and appropriate up to the sum of *Nine Hundred Thousand Dollars* (\$900,000) for the construction of a Highway Garage, Salt Shed and affiliated costs to be raised through the issuance of Bonds and/or Notes under and in compliance with the Municipal Finance Act, RSA 33:1et seq., and to accept federal, state, or other aid, if any, made available therefore, and to authorize the Board of Selectmen to issue, negotiate, and regulate such Bonds and/or Notes and to determine the rate of interest thereon, and the maturity and other terms thereof, and pass any vote relating thereto. (2/3 Vote Required – must be ballot vote)

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)
THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (7 - 0)

Moved by Denis Hebert seconded by John Lamson. There was some discussion in favor of passing this article. Once discussion was over, Moderator Fletcher called for a vote Moved by George Fletcher Seconded by Mike Marconi. Moderator Fletcher showed the ballot boxes to be empty and declared the polls open at 10:44 am. The polls will be open for 1 hour. She indicated that we would continue with Article 7 and then go back to 5 & 6 after the results for 4 were tallied. A short recess was taken to allow those attended to vote. 11:10am meeting was resumed with Article 7. Moderator Fletcher announced that she failed to read the Moderators rules. After reading them she asked for a vote to adopt the moderators rules moved by Wendy Sweeney and seconded by Paula Caceda. There being no discussion she called for a vote. Motion carries. Brian Haberstroh asked why we were skipping Article 5. It was explained that 5 & 6 pertained to the vote on #4. Moderator Fletcher asked for a motion to continue with #7. Moved by Jack Pare and seconded by Granville Knox. Motion carries.

Yes: 77 No: 9

ARTICLE 5: Per RSA 35:3 and as brought forth by petition by Rick Stern of 516 Shattuck Way and at least twenty four (24) other registered voters of the Town of Newington, to see if the town will vote to discontinue the Fox Point Pavilion Capital Reserve Fund created in March 2003 under the provision of RSA 35:1. Said funds, with accumulated interest to date of withdrawal are to be transferred to Newington's General Fund.”

As of December 31, 2009, this account shows a balance of \$151,554

Moved by jack Anderson seconded by Wendy Sweeney there was quite a bit of discussion., Ted Connors moved the question. Moderator Fletcher asked for a hand count. Yes 20 No count but Moderator Fletcher announced that it was obvious that many more people raised their hands. Motion carries

Approved

ARTICLE 6: To see if the Town shall vote to raise and appropriate the sum of One Hundred Thousand (\$100,000) to be placed in the existing Capital Reserve Fund under the provisions of RSA 35:1 which was established for the purpose of construction or improvements to our Highway (Town Garage) Building.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (7 - 0)

March 09 we added \$65,000 to this account and/as of Dec 31, 2009 shows a balance of \$145,505
Moved by Paula Caceda seconded by James Noseworthy. There was some discussion.
Called for a vote. Motion carries.

Approved

ARTICLE 7: To see what sum the municipality will vote to raise and appropriate for the operating budget. The Budget Committee recommends **Six Million Twenty Two Thousand Four Hundred and Eighty One Dollars (\$6,022,481)** the Board of Selectmen recommends **Six Million Forty Thousand Nine Hundred and Seventy Eight Dollars (\$6,040,978)**. This article does not include appropriations voted in other warrant articles.

Moved by Denis Hebert seconded by Gail Pare. There was some discussion. Moderator Fletcher called for a vote. Motion carries.

Approved

ARTICLE 8: To see if the Town will vote to raise and appropriate the sum of *Seven Thousand Dollars* (\$7,000) to be placed in the existing Capital Reserve Fund under the provisions of RSA 35:1 which was established to fund capital improvements for the Cemetery.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (7 - 0)

March 09 we added \$7,000 to this account and/as of Dec 31, 2009 shows a balance of \$ 7,138
Moved by John Klanchesser seconded by chris Bellmare. No discussion. Moderator Fletcher called for a vote. Motion carries

Approved

ARTICLE 9: To see if the Town will vote to raise and appropriate the sum of *Twenty Five Thousand Dollars* (\$25,000) to be placed in the existing Conservation Fund established in accordance with RSA 36-A:5 to be used for expenses associated with the purchase of Conservation Land and open space, easements, wetlands, and other land management acquisitions. **THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)**

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (7 - 0)

March 09 we added \$0 to this account and it now shows a balance of approx \$ 340,774

Moved by Mike Marconi, seconded by Gail Pare. No discussion. Voted. – Motion carries

Approved

ARTICLE 10: To see if the Town shall vote to raise and appropriate the sum of *Five Thousand Dollars* (\$5,000) under the provisions of RSA 35:1 to be placed in the existing Capital Reserve Fund known as the Mott Pond Drainage Improvement Fund.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (7 - 0)

March 09 we added \$0 to this account/as of Dec 31, 2009 shows a balance of \$ 20,413

Moved by Wendy Sweeney, seconded by Ted Connors. There was some discussion about what was going to be done about the drainage. No further discussion, voted. Motion carries.

Approved

ARTICLE 11: To see if the Town shall vote to raise and appropriate up to the sum of *Fifty One Thousand Dollars* (\$51,000) for the purchase of a Fire Department Command Vehicle.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (2-1 Stuart opposed)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6 - 0)

Moved by John Klanchesser, seconded by Debbie McLean. There was discussion why was one Selectman against the purchase. Assistant Fire Chief Dale Sylvia was allowed to speak he explained that the \$51,000 included everything, two way radio and decals and lights for the vehicle. Also they would turn a vehicle back to the selectmen Moderator Fletcher called for a vote, Motion carries

Approved

ARTICLE 12: To see if the Town will vote to raise and appropriate the sum of *Ten Thousand Dollars* (\$10,000) to be placed in the existing Capital Reserve Fund under the provisions of RSA 35:1 for the Replacement and/or Repair of Vehicles Operated by the Fire Department.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6 - 0)

March 09 we added \$0 to this account and/as of Dec 31, 2009 shows a balance of \$ 201,061
Moved by Mike Marconi, seconded by Gail Pare. Some discussion. Voted. Motion carries

Approved

ARTICLE 13: To see if the Town will vote to raise and appropriate the sum of *Ten Thousand Dollars* (\$10,000) to be placed in the existing Capital Reserve Fund under provisions of RSA 35:1 for the Replacement of the Town Ambulance and any Major Medical Equipment.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6 - 0)

March 09 we added \$10,000 to this account/as of Dec 31, 2009 shows a balance of \$ 65,056
Moved by John Klanchesser seconded by Wendy Sweeney. Chris Bellmare asked what the current status of the ambulance was and what was the cost of a new ambulance. Wib goes asked if the Chief could address this. No objections. Chief Greenleaf said they had made minor repairs and probably would last another 5 years. Cost of a new one around \$100,000 to \$125,000. no further discussion Motion carries.

Approved

At 11:43 the polls were closed and the ballots counted. At 11:48 Moderator Fletcher announced the results. 86 people voted. **YES 77 NO 9** Article 4 passed.

ARTICLE 14: To see if the Town of Newington will vote to raise and appropriate the sum of *Fifteen Thousand Dollars* (\$15,000) to be added to our existing Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of Replacement and/or Major Repairs of Vehicles and equipment operated by the Highway Department.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6 - 0)

March 09 we added \$0 to this account and/as of Dec 31, 2009 shows a balance of \$ 25,651

Moved by John Klanchesser seconded by Mike Marconi. No discussion. Called for a vote – Motion carries

Approved

ARTICLE 15: To see if the Town shall vote to raise and appropriate the sum of *Twenty Five Thousand Dollars* (\$25,000) to be placed in the existing Capital Reserve Fund under the provisions of RSA 35:1 known as the Major Road Work Fund which was established for the purpose of funding major improvements to roadways.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6 - 0)

March 09 we added \$25,000 to this account and/as of Dec 31, 2009 shows a balance of \$76,034
Moved by Vanny Brawn seconded by Granville Knox. No discussion, called for a vote, motion carries

Approved

ARTICLE 16: To see if the Town will vote to amend the purpose of the existing Police Department Capital Reserve Fund known as the Radio Equipment Fund established in 1998 under the provisions of RSA 35:1, which formerly read ‘for the purpose of purchasing radio equipment for the Police Dept’; to now read ‘for the purpose of purchasing, replacement or repair of needed electronics and or communication devices’; and to raise and appropriate the sum of FIVE THOUSAND DOLLARS (\$5,000). (2/3 vote required)

If passed, to be known as the Police Department Radio/Electronics Fund.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6 – 0)

The balance in this account shows \$ 3,255.42 as of December 31, 2009

Moved by Wendy Sweeney seconded by Ted Connors. Moderator Fletcher called for a hand vote Yes 67
Unanimous Motion carries.

Approved

ARTICLE 17: To see if the Town of Newington will vote to raise and appropriate the sum of *Five Thousand Dollars (\$5,000)* to be added to the existing Capital Reserve Fund under the provisions of RSA 35:1 for the purpose of maintenance, repair and improvements of Town Recreational Facilities and Equipment.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6 - 0)

March 09 we added 0 to this account and/as of Dec 31, 2009 shows a balance of \$ 19,383

Moved by John Klanchesser seconded by Granville Knox. There was some discussion as to what recreation equipment needs to be maintained. After discussion, called for a vote. Motion carries

Approved

ARTICLE 18: To see if the Town will raise and appropriate the sum of Twenty One Thousand Four Hundred and Forty Dollars (\$21,440.00) to be paid to COAST for services provided to Newington through public transportation.

THIS ARTICLE IS NOT RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS NOT RECOMMENDED BY THE BUDGET COMMITTEE (5 - 1)
Moved by Paula Caceda seconded by Rick Hamlin. There was much discussion of the article. Denis Hebert moved the question. Moderator Fletcher called for a hand count. Yes 32 No 28

Yes: 32 No: 28

ARTICLE 19: To see if the Town will vote to clarify that the Newington Sewer District is bounded on the south by Gosling Road, on the west by the Spaulding Turnpike, and on the east and north by the Piscataqua River except that:

(1) All land located in the Patterson Lane Residential Zone as depicted on the Newington Zoning Map is excluded from the District; and

(2) Land situated east of Shattuck Way and west of the Spaulding Turnpike is included in the Sewer District; and

(3) Land designated by Assessor's Map 12, Lot 13 (Drive-In Theater); and Map 19, Lot 22 (Water Tank) is included in the Sewer District; and

(4) Those portions of the following lots east of the Flagstone's drainage ditch are included in the District: Assessors' Map 7, Lots 19 & 20; and Map 12 Lots 15, 16 & 17.

Moved by Ted Connors seconded by George Fletcher. There was discussion on this article. Denis Hebert moved the question. Moderator Fletcher moved the question. Moderator Fletcher called for a vote. Motion carries.

Approved

ARTICLE 20: To see if the Town will vote to dissolve the Fire Department Communications Capital Reserve Fund which was established under the provisions of RSA 35:1. Said funds, with accumulated interest to date of withdrawal, are to be transferred to the Town's general fund. (Majority vote required)

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6-0)

As of Dec 31, 2009 this shows a balance of \$1,065.85

Moved by Granville Know seconded by Melissa Prefontaine. There was no discussion, Moderator Fletcher called for a vote. Motion carries.

Approved

ARTICLE 21: To hear the report of the Moderator on the election of officers.
Moved by John Lamson seconded by John Klanchesser. Moderator Fletcher read the results of Tuesday's election.

Jack O'Reilly read a proclamation that was for the retirement of Ken Pickering.

Moderator Fletched announced to adjourn the meeting at 2:08 moved by Larry Wahl seconded by Rick Hamlin. Motion carries.

Respectfully submitted,

W. Jane Mazeau, Town Clerk/Tax Collector