

State of New Hampshire
Town of Newington
Annual Town Meeting
March 12, 2013, 11:00AM – 7:00PM
Continuing on March 16, 2013 at 10:30AM

On Tuesday, March 12, 2013, Moderator Ruth Fletcher read Articles 1 and 2 of the 2013 Town Warrant (the articles to be voted on by ballot), showed the ballot boxes to be empty and declared the polls opened at 11:00AM. The absentee ballots were opened and deposited into the ballot boxes at 3:15PM. At 7:00PM, when it was determined that no one else in the building was waiting to vote, Moderator Fletcher declared the polls closed and the counting began. At 9:10PM she announced the winners and adjourned until Saturday, March 16, 2013.

Moderator Ruth Fletcher opened the 2013 Annual Town Meeting on March 16, 2013 at 10:35AM with the Pledge of Allegiance. She then read portions of letters from U.S. Senator Kelly Ayotte and a moderator from Orford, NH, John O'Brien, who both agreed that all Vietnam veterans from New Hampshire deserved to be honored for their service to this country. During the time that they returned from Vietnam, these soldiers were not treated with the honor and respect that they deserved by the American people. Kelly Ayotte and John O'Brien wanted all moderators to let people know that a long overdue tribute to these soldiers and their families will take place during a ceremony at the New Hampshire State Veterans Cemetery in Boscawen, NH at 2:00PM on Saturday, March 30, 2013. They also wanted to honor all servicemen for their contribution to their country. A moment of silence was held to honor the Vietnam soldiers from New Hampshire who did not return.

Moderator Fletcher then asked the townspeople which they preferred - to hear the entire warrant read at that time or to just read each article one at a time for discussion and voting. It was unanimous to read each one at a time. Motion made by Justin Richardson, seconded by Robert Scharff, to do away with the new Moderator rules. Vote taken, motion failed, rules stay.

***STATE OF NEW HAMPSHIRE
2013 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 12, 2013 to act on Articles 1 - 2. The polls will open at 11:00am and will close at 7:00pm.

The business portion of the meeting to act on Articles 3 - 22 will resume on Saturday, March 16, 2013 at 10:30am.

ARTICLE 1: To choose in the manner provided by law; One (1) Selectman for 3 years; One (1) Treasurer for 3 years; Three (3) Planning Board Members for 3 years; One (1) Cemetery Committee Member for 3 years; One (1) Cemetery Committee Member for 2 years; One (1) Cemetery Committee Member for 1 year; One (1) Board of Fire Engineers for 3 years; One (1) Police Commission Member for 2 years; One (1) Police Commission Member for 3 years; Two (2) Library Trustee for 3 years; One (1) Library Trustee for 2 years; Two (2) Trustee of the Trust Funds for 3 years; Two (2) Budget Committee Members for 3 years; Two (2) Budget Committee Members for 1 year; One (1) Sewer Commission Member for 3 years; One (1) Supervisor of the Checklist for 6 years, One (1) Supervisor of the Checklist for 5 years; and One (1) Supervisor of the Checklist for 4 years.

ARTICLE 2. To see if the Town will amend the Zoning Ordinance, as proposed by the Planning Board, as follows:

Amendment #1: Amend Article XV of the Zoning Ordinance in regards to mobile telecommunication towers, as follows:

“The following conditions must be met for trailers, ~~or~~ mobile storage containers, and mobile towers in Office and Commercial Zones:

SECTION 1 – Permit Required: The property owner shall obtain a permit for all trailers, ~~or~~ mobile storage containers, or mobile towers on-site longer than ten business days ~~unless connected to a loading dock~~. The permit must be posted in plain view on the trailer/container/tower. In the case of a Town/State declared emergency, a tower permit is required no later than two days after the erection of the tower.

SECTION 2 – Application: Property owners shall apply to the Building Inspector for a permit. Owners must attach the appropriate fee and a sketch or plan showing the proposed ~~trailer~~ location with respect to setbacks, easements, roads, and parking areas. The Building Inspector will coordinate a review by the Fire Chief.

SECTION 3 – Duration: The use of storage trailers/containers/towers will be permitted on a temporary basis limited to no more than 90 days. Trailers/storage containers/towers will be removed once the permit expires.

EXEMPTIONS: (subject to Planning Board approval)

- A. The use of trailers for storage or temporary office space may be permitted for the duration of the construction, expansion, or repair of a permanent business.
- B. The use of trailers/containers to store recycled materials (i.e. tires, pallets, etc) may be permitted on renewable basis.

SECTION 4 – Number & Location: No more than two (2) trailers/containers/towers may be placed on a lot unless approved by the Planning Board. No trailer/container/tower shall be situated in such a way as to obstruct safe sight distance, fire lanes, or setbacks.

SECTION 5 – Limitation on Occupancy: Occupancy of trailers for temporary office space is limited to businesses undergoing initial construction, expansion, or repair of a permanent place of business. The Building Inspector shall approve all temporary utility connections to occupied trailers.

SECTION 6 – Storage of Material: Storage trailers/containers/towers shall be locked at all times when an attendant is not present. The outside storage of materials beneath, above, or around a trailer/container/tower is prohibited.”

Amendment 1 of Warrant Article 2 passes.

YES – 99 NO - 48

Amendment #2: Amend Article XI of the Zoning Ordinance in regards to signs, as follows:

“SECTION 4 - Other Permitted Signs: In addition to the signs that are permitted by Section 3 of this article, each lot shall be allowed the signs permitted by *Table XI-4*:

Table XI-4 - Other Permitted Signs

	Maximum # per lot	Maximum Area per Sign Face	Maximum Duration	Sign Permit Required
Entrance & Exit signs, no higher than 3' above grade	2 per driveway	4sf	no limit	yes
Directional Signs	no limit	4sf	no limit	yes
Signs offering the premises for sale, rent or lease	1 *	16sf	no limit	no
Contractor's sign	no limit	32sf	6 months**	no
Temporary sign	1 *	32sf	2 months	yes
Yard Sale sign	1 *	8sf	1 week	no
Signs endorsing candidates for political office	no limit	16sf	2 months	no
Signs for agricultural products grown or produced on the premises	no limit	32sf 16sf	6 months no limit	no
Special Event displays	1 *	100sf	Discretion of Selectmen	yes
Signs installed per order of Selectmen for a public purpose	no limit	no limit	no limit	no

* 2 signs shall be permitted on corner lots, but no more than 1 shall be permitted along each street frontage.

** or the duration of the project, whichever is less.

SECTION 5 - Setbacks: All signs except *entrance & exit signs, directional signs, and yard sale signs* shall adhere to the minimum setbacks from property lines required by this ordinance of principal buildings, except that permitted signs for legal home businesses in the Residential Zone may be situated as close as twenty feet to the roadway pavement.”

Amendment 2 of Warrant Article 2 passes.

YES – 108 NO - 40

ARTICLE 3 To see if the town will vote to raise and appropriate the sum of *One Million, Eight Hundred Ninety Thousand, Six Hundred Twenty-Seven Dollars* (\$1,890,627) for an addition, repairs, renovations, and upgrades to the town’s Langdon Library and grounds, and to authorize the issuance of not more than \$1,890,627 of bonds or notes in accordance with the provision of RSA 33 and to authorize municipal officials to issue and negotiate such bonds or notes and to determine the rate of interest thereon. A 2/3 ballot vote required for passage.

THIS ARTICLE IS NOT RECOMMENDED BY THE SELECTMEN (2-1)
THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (4-0)

Steve Bush, a library trustee, asked the moderator to allow Library Trustee Melissa Prefontaine to present a slide show about the proposed building addition. Moderator Fletcher took a hand vote, and granted permission. After the presentation Steve Bush made a motion to amend Article 3 to reduce the amount needed by \$100,000 to \$1,790,627. John Klanchesser seconded the motion. Motion on the amendment passed unanimously.

Motion made by Steve Bush to accept Article 3 as amended, seconded by Denis Hebert. Discussion on the article lasted over one hour. Moderator Fletcher announced there would be a paper vote on this article. Polls remained open for one hour. Action on other Articles continued during this time. Final tally: Total 157 voted. YES – 107 NO – 50 Motion carries.

ARTICLE 4: To see if the Town shall vote to raise and appropriate the sum of *Fifty Thousand Dollars* (\$50,000) to be added to the existing Capital Reserve Fund under the provisions of RSA 35:1 known as the Langdon Library Building Fund with the Library Trustees as agents.

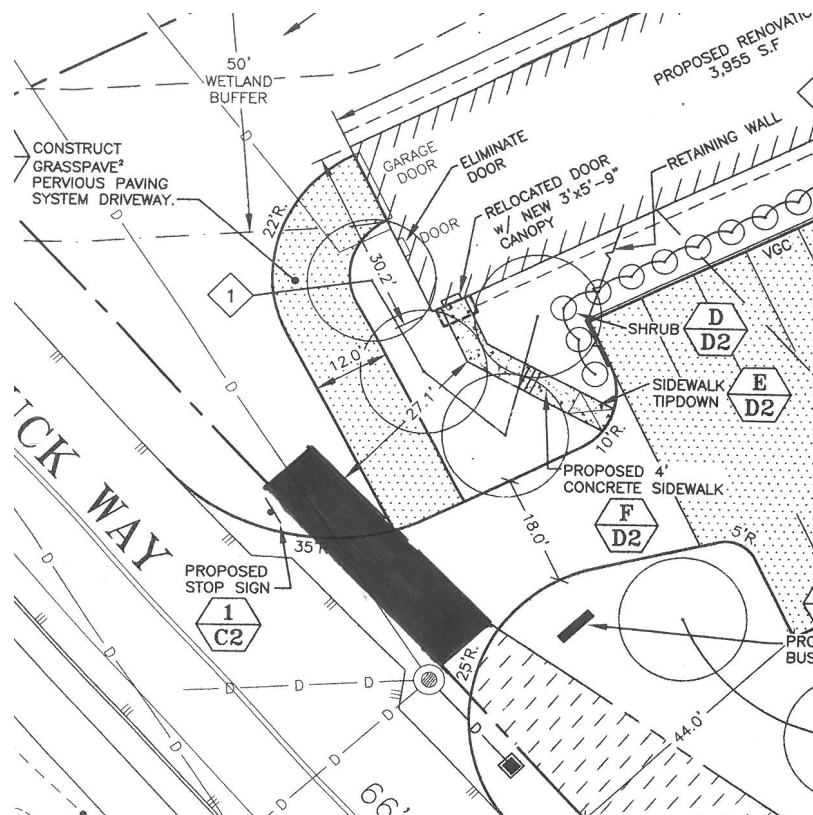
THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)

THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (5-0)

Added \$50,000 last year. As of December 31, 2012, this fund had a balance of \$78,277

Motion to accept by Patty Borkland, second by John Klanchesser. This article was amended to reduce the amount of \$50,000 to \$1.00, as the passing of Article 3 provided enough funds for the library addition. Amended article passes.

ARTICLE 5: To see if the Town will authorize the Selectmen to convey 400 square feet of Town-owned land (10' by 40') to the owner of 521 Shattuck Way in exchange for an easement granting the Town the right to maintain public utilities that cross private property at 521 Shattuck Way. The subject property is situated in front of 521 Shattuck Way, Tax Map 7, Lot 3. The land to be conveyed is depicted below as a black rectangle.



Moved to accept by Patty Borkland, seconded by John Klanchesser.
Motion carries unanimously.

ARTICLE 6: To see if the Town will vote to authorize the Selectmen to enter into a 10 year lease/purchase agreement in the amount of the truck not to exceed *Four Hundred Sixty Thousand Dollars* (\$460,000.00), for the purpose of leasing a 2013 Fire Truck, and to raise and appropriate the sum of \$54,949.00 for the first years payment for that purpose. This lease agreement contains an escape clause. (Majority vote required per RSA 33:7-e).

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

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

John Klanchesser moves to amend the article to read “10 years or less”, Patty Borkland seconds.
Amendment passes unanimously.

Denis Hebert moves to accept the amended article, Jack O'Reilly seconds.
Motion carries.

ARTICLE 7: To see if the Town will vote to raise and appropriate *Two Hundred Twenty Thousand, Forty Dollars* (\$ 220,040.00) being the final payment for the current ladder truck lease/purchase approved at the 2006 town meeting – to be offset by the capital reserve fund known as the Replacement and/or Repair of Vehicles Operated by the Fire Department.
Majority vote required.

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

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

Moved by John Klanchesser, second by Chris Bellmare
No discussion, 2 opposed.
Motion carries.

ARTICLE 8: To see if the Town will vote to raise and appropriate the sum of *Thirty Five Thousand Dollars* (\$35,000) 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.

Note: *If Article 6 passes, this article can be reduced to \$15,000*

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

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

Added \$35,000 last year. As of December 31, 2012, this fund had a balance of \$240,909

Per the special note attached to this article, Nancy Cauvette moved to amend the amount of this article to \$15,000, seconded by Darin Sabine.
Amended article passes.

Moved to accept the amended article by Jeanne Haskins, seconded by Granville Knox
Motion carries.

ARTICLE 9: To see what sum the municipality will vote to raise and appropriate for the operating budget. The Budget Committee and the Board of Selectmen both recommend *Six Million Two Hundred Sixteen Thousand Two Hundred Eighty Two Dollars (\$6,216,282)*. This article does not include appropriations voted in other warrant articles.

Motion to accept by Patty Borkland, second by John Klanchesser
Motion carries – 2 opposed.

ARTICLE 10: To see if the Town will vote to raise and appropriate *Seventy Thousand Dollars* (\$70,000) to be added to the existing Expendable Trust Fund established in 2012 under the provisions of RSA 31:19-a known as the Health Plan Deductible Supplement Fund.

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

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

Est in 2012, we added \$50,000 to it last year. As of December 31, 2012, we had a balance of \$ 3,498

Moved by Patty Borkland, second by Paula Caceda
Motion carries – 1 opposed.

ARTICLE 11: 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 (6-0)

Added \$25,000 last year. As of December 31, 2012 we had a balance of \$263,088

Moved by Patty Borkland, second by Denis Hebert
Motion carries.

ARTICLE 12: 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 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)

Added \$35,000 last year. As of December 31, 2012 this fund had a balance of \$130,571

Moved by Patty Borkland, second by Rick Hamlin
Motion carries.

ARTICLE 13: To see if the Town will vote to raise and appropriate the sum of *Twenty Five Thousand Dollars* (\$25,000) 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)

Added \$15,000 last year. As of December 31, 2012 this fund shows a balance of \$45,711

Moved by Peggy Lamson, second by Patty Borkland
Motion carries.

ARTICLE 14: To see if the Town shall vote to raise and appropriate the sum of *Twenty Thousand Dollars* (\$20,000) 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)

Added \$20,000 last year. As of December 31, 2012 we had a balance of \$147,092

Moved by John Klanchesser, second by Patty Borkland
Motion carries.

ARTICLE 15: To see if the Town will vote to raise and appropriate the sum of *Fifteen Thousand Dollars* (\$15,000) to be placed in the existing Capital Reserve Fund known as the Police Dept Radio/Electronics Fund established in 1998 *(and amended)* under the provisions of RSA 35:1, which was established for the purpose of purchasing, replacement or repair of needed electronics and or communication devices.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)
THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6-0)

Added \$5,000 last year. As of December 31, 2012 we had a balance of \$ 946

Moved by John Klanchesser, second by Doug Ross
Motion carries.

ARTICLE 16: To see if the Town will vote to raise and appropriate the sum of *Five Thousand Dollars* (\$5,000) 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 (6-0)

Added \$5,000 last year. As of December 31, 2012 we had a balance of \$ 26,227

Moved by Patty Borkland, second by Nancy Cauvette
Motion carries.

ARTICLE 17: To see if the town will vote to raise and appropriate *Fifteen Thousand Dollars* (\$15,000) to be added to our existing Capital Reserve established in 2012 under the provisions of RSA 35:1 known as the Stone School Fund.

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)
THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6-0)

Est in 2012 added \$15,000 last year. As of December 31, 2012 this fund had a balance of \$ 15,000

Moved by Patty Borkland, second by Peggy Lamson
Motion carries.

ARTICLE 18: To see if the Town will vote to establish a Capital Reserve Fund to be known as the Fox Point Maintenance Fund under the provisions of RSA 35:1 for the purpose of maintenance, renovation and improvements of existing facilities and structures at Fox Point and to also include town dock, boat ramp and trails, and to raise and appropriate the sum of *One Hundred Eighty Two Thousand, Six Hundred and Five Dollars* (\$182,605) to be placed in this fund, and to name the Selectmen as agents to expend. This article shall be contingent on the discontinuance of the existing Fox Point Pavilion Capital Reserve Fund-See Article 19 (*Majority Vote Required*).

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)
THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6-0)

Moved by Patty Borkland, second by Denis Hebert
Motion carries.

ARTICLE 19: To see if the town will vote to discontinue the Capital Reserve Fund known as the Fox Point Pavilion Fund with said funds with accumulated interest to date of withdrawal, to be transferred to the municipality's general fund. If article 18 fails, this article will be null and void. *Majority Vote Required.*

Last year we added 15,000. As of December 31, 2012 this fund had a balance of \$182,605

THIS ARTICLE IS RECOMMENDED BY THE SELECTMEN (3-0)
THIS ARTICLE IS RECOMMENDED BY THE BUDGET COMMITTEE (6-0)

Moved by Patty Borkland, second by Rick Hamlin
Motion carries.

ARTICLE 20: To see if the Town will vote to raise and appropriate *Fifteen Thousand Dollars* (\$15,000) to be added to our existing Capital Reserve established in 2012 under the provisions of RSA 35:1 known as the Residence at Fox Point Fund. The purpose of this fund is for construction and/or improvements to the Residence at Fox Point and affiliated costs.

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

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

Est in 2012 added 15,000 As of December 31, 2012 this fund had a balance of \$ 15,000

Moved by Patty Borkland, second by Peggy Lamson

Discussion as to the necessity of this article, as some felt the building would be covered by funds provided by Article 18. Hand vote taken. YES – 38 NO – 29

Motion carries.

ARTICLE 21: Shall the town accept the provisions of RSA 202-A:4-c providing that any town at an annual meeting may adopt an article authorizing the public library trustees to accept gifts of personal property, other than money, which may be offered to the library for any public purpose. Such authorization shall remain in effect until rescinded by a vote at town meeting.

Majority Vote Required.

Moved by John Klanchesser, second by Patty Borkland

Motion carries.

ARTICLE 22: To hear the report of the Moderator on the election of officers.

Moderator Fletcher read the results of the election on March 13, 2013.

Board of Selectmen – 3 years

John “Jack” O’Reilly – 93

Police Commission – 3 years

(Write-in) Jack Hoyt - 29

Treasurer – 3 years

Luanne O’Reilly – 98

Police Commission – 2 years

Steve Prefontaine - 112

Supervisor of Checklist – 6 years

(Write-in) Jane Kendall – 13

Library Trustee – 3 years

Lelia Lamson - 120

Nathan Fredette - 106

Supervisor of Checklist – 4 years

Susan Philbrick – 121

Library Trustee – 2 years

Granville S. Knox - 134

Planning Board – 3 years

Justin Richardson – 92

Michael Marconi – 98

Trustee of Trust Funds – 3 years

Mark Phillips - 117

Cemetery Committee – 3 years

(Write-in) Cosmas Iocovozzi – 6

Budget Committee – 1 year

Janis Marconi - 107

(Write-in) Leila Richardson - 4

Board of Fire Engineers – 3 years

Darin Sabine – 108

Budget Committee – 3 years

Michael Marconi - 105

Gail Klanchesser - 115

Sewer Commission – 3 years

T. Dean Cole - 129

Given under our hands and seal this 9th day of February 2013.

We certify and attest that on or before the 14th day of February 2013, we posted a true and attested copy of the within Warrant at the place of Meeting, and like copies at the South Newington Bulletin Board and the Meeting House, and delivered the original to the Town Clerk

The Town of Newington Board of Selectmen

Jack O'Reilly, Chairman

Rick Stern, Selectman

Jan Stuart, Selectman

A True copy of Warrant: Attest

Jack O'Reilly, Chairman

Rick Stern, Selectman

Jan Stuart, Selectman

Town Meeting adjourned at 2:55PM.

Respectfully submitted,

A true and attested copy:

Laura C. Coleman,
Town Clerk / Tax Collector