

TOWN OF KINGSTON, NH **MINUTES OF TOWN MEETING - MARCH 10, 1981**

ARTICLE 1 - The Annual Town Meeting was called to order at 10 A.M. by the Moderator, Richard L. Russman, for the balloting for Town Officers, Officers of the Sanborn Regional School District, as well as balloting on Articles 35 and 36. It was voted that the meeting be adjourned after the close of the counting of ballots until March 11, 1981 at 7 P.M., at the Swasey Gymnasium.

The Town Clerk, Bettie C. Ouellette, broke the seal on all boxes of ballots. The Moderator inspected the Voting Booths and checked the ballot boxes. The Moderator also announced that the absentee ballots would be processed at 3 P.M. The Assistant Moderator was Leonard F. Sanborn. Ballot Clerks were Mrs. Rochelle Ingersoll, Mrs. Esther N. Greenwood, Mrs. Mae L. Federhen, Mrs. Gloria F. Bogannam and Miss Holly Ouellette. Nicholas W. Sarcione and Robert L. Stevenson were the Police Officers. Extra counters at night were: Mrs. Judith C. Smith, Bernard E. Robie, David G. Conant and George H. Harmon. Selectmen were John J. Reinfuss and Ralph E. Southwick.

The following results of the balloting were announced by the Moderator: Total votes cast 1084 including 62 absentees. Total on Check List 2289.

Town Clerk		
For Three Years	Bettie C. Ouellette	1025*
Selectmen For		
Three Years	Michael R. Priore	535*
	Peter E. Wilson	519
Treasurer For		
One Year	Olive Moriarty	951*
Road Agent For		
One Year	Richard D. Senter	939*
Chief of Police		
For One Year	Neil R. Parker	949*
Police Officers		
For One Year	Donald W. Briggs, Jr.	882*
	Glenn P. Miller	699*
	Richard A. Samoisette	387

Constable For One Year	Norman M. Bower	586*
	Christopher Garvey	320
	Michael S. Gursky	42
	Peter A. Southwick	88
Auditors For One Year	Gertrude Semple	17* write-ins
	Roberta Mantone	11* write-ins
Trustee of Trust Funds For Three Years	David F. Dutton	853*
	Robert B. Kitt	820*
Fire Ward For Three Years	Donald E. King	448
	John A. Merrill	531*
Library Trustee For Three Years	Christina Anderson	803*
	Phyllis C. Gallagher	780*

RESULTS OF SPECIAL QUESTIONS

(Voted by Written Ballot)

ARTICLE 35: Are you in favor of the adoption of the amendment to the Zoning and Building Code of the Town of Kingston, NH, as proposed by petition of Donald H. Nason and 65 other voters for this Town?

Amend Article V, Section 5.11 by striking out the entire section and substituting the following:

Every building lot shall have a minimum frontage of two hundred (200) feet and shall contain a minimum area of one (1) acre.

(The Kingston Planning Board unanimously disapproves the adoption of this amendment.)

YES 296

NO 736

ARTICLE 36: Are you in favor of the adoption of the amendment to the Zoning and Building Code of the Town of Kingston, NH, as proposed by the Planning Board?

Amend Article IV, Section 4.15, by adding:

3. Kingston Historic District Sign Ordinance

a. Goals and Standards

The goals and standards of the Kingston Historic District Commission, in reviewing and approving applications for signs, as well as in considering requests for exceptions in special cases under Article IX shall be:

- 1) to insure that the visual impact of all signs shall be consistent with the historical and architectural qualities of the Historic Districts as a whole;
- 2) to promote the general visual attractiveness of the Historic Districts;
- 3) to encourage signs with names of businesses, business owners or proprietors rather than trade marks and product names;
- 4) to follow all other goals and standards consistent with RSA 31:89 f.

b. Sign Application Procedure

All signs erected within the Historic Districts shall require a certificate of approval from the Historic District Commission.

c. Specific Provisions

1) Size and location

- A) All signs must meet requirements for size and location as stated in the Zoning and Building Codes of the Town of Kingston.
- B) A parallel sign can project no more than ten (10) inches from the building surface.
- C) No sign may project from a building surface more than three (3) feet.
- D) Free-standing signs on permanent posts will be allowed.

2) Materials

Materials used in construction of these signs shall be consistent with the character of the Historic Districts.

3) Lettering

Lettering shall be appropriate to the character of the Historic Districts.

4) Illumination

Signs shall be externally illuminated only by steady, stationary, shielded light sources directed solely at

the sign without causing glare for motorists, pedestrians, or neighboring premises.

5) Animated, moving and trailer-type portable electric temporary signs shall be prohibited.

6) Permanent window signs may not take up more than ten (10) percent of the window area.

d. Maintenance

Signs within the Historic Districts shall be reasonably maintained, and repaired within 90 days from the date of request from the Historic District Commission.

e. Existing signs

All signs lawfully in existence at the time of adoption of this ordinance may continue in existence and may be maintained, but shall not be replaced, altered, or moved unless they be made to comply with the provisions of this ordinance.

YES 686

NO 313

**SANBORN REGIONAL SCHOOL
DISTRICT OFFICERS**

School Board Member from Kingston - Term ending 1984

Muriel A. Ingalls 919*

School Board Member-At-Large-Term ending 1984

Richard T. Dever 896*

Moderator for One Year - Term ending 1982

Richard L. Russman 929*

The ballots were wrapped, sealed and locked in the vault at 11 P.M., March 10, 1981

*Elected

All elected officials took the oath of office.

Bettie C. Ouellette
Kingston Town Clerk

**MINUTES OF CONTINUED TOWN MEETING
AT SWASEY GYMNASIUM, March 11, 1981**

Meeting was called to order at 7 P.M. by the Moderator, Richard L. Russman. Prayer was offered by the Rev. Anne Webb, St. Christopher's Episcopal Church. The Moderator introduced the Town Clerk, Mrs. Bettie C. Ouellette and the three Selectmen, Michael R. Priore, John J. Reinfuss and Ralph E. Southwick. The Moderator welcomed everyone and asked first-time voters to stand to be recognized. There was only one. He also explained that non-voters cannot vote at the meeting. He read the results of yesterday's balloting and then appointed the following to the Finance Committee: Donald E. Day, Richard Dever, David G. Conant and Edward Howard, Jr. He thanked Jean Bourgelais, Arad Philpott, Moses Tucker and Eleanor Clarke for serving their 3 year terms. This committee meets once a year and makes recommendations on money articles.

ARTICLE 2 - A motion was made to raise and appropriate \$728,537.03 to defray Town charges for the ensuing year, whereupon an amendment was made by Charles Hannagan and seconded, to reduce the budget by \$22,000.00 designated as follows:

Civil Defense	\$1,000.00
Recreation Commission	1,000.00
Debt Service	10,000.00
Public Welfare	10,000.00

This amendment was NOT passed on a standing vote.

YES 55

NO 78

Tellers appointed by the Moderator were David G. Conant, Iradj Khalkhali, Sheila Briggs and Richard Dever. (All other votes were voice votes unless specified otherwise.)

Then another amendment was made by David Welch and seconded, that \$1,000.00 be cut from the Civil Defense budget and \$2,000.00 be cut from the Planning Board budget. After discussion, it was voted (on a motion by Leonard Sanborn) to divide the question and vote separately on the two items. A

motion, made by William S. Bartlett, Jr. to move the question, was passed and it was then voted to reduce the Planning Board budget by \$2,000.00 followed by an affirmative vote to reduce the Civil Defense budget by \$1,000.00.

After more discussion on the original motion, as amended, it was voted to raise and appropriate \$725,537.03 to defray Town charges for the ensuing year. This vote was taken after a motion, made by William S. Bartlett, Jr. to move the question, was passed.

ARTICLE 3 - It was voted to authorize the Selectmen and Town Treasurer to borrow such sums of money in anticipation of the collection of taxes for the current year and to issue in the name of the Town negotiable notes, the aforesaid notes to be paid during the current year from taxes collected during the year.

ARTICLE 4 - It was voted to authorize the Board of Selectmen to apply for, accept and expend, without further action by the Town meeting, money from the state, federal or other governmental unit or a private source which becomes available during the fiscal year to be used only for legal purposes for which a town may appropriate money.

The Selectmen shall hold a prior public hearing on the action to be taken and such action shall not require the expenditure of other town funds and shall be exempt from all provisions of RSA 32 relative to limitation and expenditure of town monies.

ARTICLE 5 - It was voted to raise and appropriate a sum not to exceed \$30,000.00 for the renovation of the basement of the Town Hall for Town Offices. The approval of this article was contingent upon the town appropriating and authorizing the withdrawal of the sum of \$30,000.00 from the Federal Revenue Sharing Fund established under the provisions of the State and Local Assistance Act of 1972 to be applied to the Police Department budget as an offset. This vote came after it was voted (on a motion by David Conant) to move the question.

ARTICLE 6 - It was voted to appropriate and authorize the withdrawal of the sum of \$3,500.00 from Federal Revenue

Sharing Funds as established under the provisions of the State and Local Assistance Act of 1972 for purchase and installation of storm windows for the Town Hall.

ARTICLE 7 - It was voted to appropriate and authorize the withdrawal of the sum of \$10,528.80 from the Federal Revenue Sharing Fund as established under the provisions of the State and Local Assistance Act of 1972 for purchase of Safety Gear for the Fire Department.

ARTICLE 8 - A motion was made and seconded to raise and appropriate the sum of \$3,126.66 as a 7.5% cost of living increase in salaries of all elected officials of the Town of Kingston. It was then voted to table this Article until Article 9 was dealt with.

ARTICLE 9 - It was voted to raise and appropriate the sum of \$1,500.00 to increase the salary of the part-time Tax Collector from \$3,000.00 to \$4,500.00, plus statutory fees. Vote was taken after a motion by Richard Dever to move the question was passed.

ARTICLE 8 - This Article was then brought from the table and it was voted to raise and appropriate the sum of \$2,901.66 as a 7.5% cost of living increase in salaries of all elected officials of the Town of Kingston. (This excluded the Tax Collector which was dealt with in Article 9)

A motion was made and then withdrawn to table the next four Articles.

ARTICLE 10 - It was voted, as amended, to raise and appropriate the sum of \$665.00 as an increase in the salary of the Treasurer, making the annual salary \$2,600.00 or \$50.00 per week.

ARTICLE 11, 12, 13 - It was voted to table these 3 Articles.

ARTICLE 14 - It was voted to appropriate and authorize the withdrawal of \$5,289.00 from the Revenue Sharing Fund established under the provisions of the State and Local Assistance Act of 1972 for the replacement of the 1979 cruiser,

to include one electronic siren (Whelan) at a cost of \$350.00 and to further authorize withdrawal of \$2,211.00 from the Capital Reserve Fund established in 1979, said monies to be applied to the purchase price of the new cruiser. An amendment made by Freeman Nason to increase the amount by \$1,100.00 to buy a Checker was NOT passed.

ARTICLE 15 - It was voted to table this Article.

ARTICLE 16 - It was voted to appropriate and authorize the withdrawal of \$11,700.00 from the Revenue Sharing Fund established under the provisions of the State and Local Assistance Act of 1972 for the replacement of the Highway Dept. 1977 Ford Truck. Such replacement to be a conventional four-wheel drive vehicle not less than 9995 lbs., GVW, equipped with dump body and plow. The 1977 Ford to be traded toward purchase.

ARTICLE 17 - It was voted to raise and appropriate the sum of \$4,110.00 for liability insurance for the public officials, board members, law enforcement officers, ambulance attendants and drivers, with inclusion of firemen. This vote was taken after a motion by Norman Bower to move the question was passed.

ARTICLE 18 - It was voted to authorize the Selectmen to apply for, receive and expend a sum of \$10,000.00 for radar patrol if available or awarded under the State of New Hampshire Highway Safety Radar Program as one hundred percent (100%) State-funded grant.

ARTICLE 19 - It was voted to allow the Selectmen to place all monies received for the Police Department (accident reports, Firearm permit fees and sale of the old cruiser) into a Capital Reserve Fund for the future replacement of cruisers and radio equipment. RSA 35:1b Supp, 35:3 Supp, 35:11b and Chapter 35 generally.

ARTICLE 20 - It was voted to approve the transfer of the remaining money in the Conservation Commission budget to the Conservation Fund as established under RSA 36-A:5.

ARTICLE 21 - It was voted to authorize the Conservation Commission to place all proceeds accruing from the management of town-owned land in a Town Forest Fund to be managed by said Commission and utilized solely for management of the town-owned land. Expenditures for the town-owned land will be drawn from the Town Forest Fund based on an annual work plan submitted to the Selectmen. The balance in the Town Forest Fund shall be allowed to accumulate from year to year; such balance not to exceed 1% of the previous year's town budget.

ARTICLE 22 - It was voted to raise and appropriate the sum of \$1,900.00 to reimburse Leonard F. Sanborn for preparing house and lot numbers for the entire town which has been completed without remuneration. If approved, owners will be advised of their numbers by mail and may purchase and install their numbers at their own discretion. The vote was taken after it was voted to move the question on a motion by William S. Bartlett, Jr.

ARTICLE 23 - It was voted, as amended, to raise and appropriate the sum of \$2,500.00 for the purpose of installing street signs.

ARTICLE 24 - It was voted to raise and appropriate the sum of \$728.61 and the State will contribute \$4,857.40 for Class IV and Class V Highways under the provisions of Town Road Aid.

ARTICLE 25 - It was voted to accept the following Gravel Pit Ordinance adopted by the Board of Selectmen on June 28, 1978, hereby amended to read as follows:

2. "No excavation shall take place closer than 30 feet from the top of bank to any boundary line and no closer in depth than six feet from the highest seasonal water table. The highest seasonal water table elevation shall be determined, at the property owner's expense, using acceptable method or methods as approved by the U.S. Soil Conservation Service and approved by the Kingston Conservation Commission, provided however, that no excavation shall be deeper than the level of road abutting, surrounding or passing through the property upon which the excavation is located."

ARTICLE 26 - Charles Hannagan made a motion to discuss the next 5 Articles together. It was seconded, but was NOT passed. Then, after discussion, it was voted to raise and appropriate the sum of \$924.00 to assist Rockingham County Community Action Program, Inc. These funds requested, in this instance being \$924.00, are to be used for current operating expenses to enable Rockingham County Community Action Program, Inc. to continue providing services to residents of the Town of Kingston at no cost to said residents.

ARTICLE 27 - It was voted to raise and appropriate the sum of \$1,489.00 to assist Rockingham Child and Family Services, a private non-profit organization. The amount of this request is based on services rendered to 53 residents of the Town of Kingston during the period July 1, 1979 through June 30, 1980, inclusive. These residents used \$4,497.50 worth of service, however, only \$1,489.00 could be billed according to their ability to pay. We therefore request the minimum amount needed from the Town, in this instance being \$1,489.00. These funds to be used for current operating expenses to enable Rockingham Child and Family Services to continue providing individual and family counseling for residents of the Town of Kingston whether or not said residents are able to pay.

ARTICLE 28 - It was voted to raise and appropriate the sum of \$900.00 in support of the services of the Newmarket Health Center, Inc.

ARTICLE 29 - This Article relative to \$2,000.00 for the support of the Seacoast Regional Counseling Center, Inc., located in Portsmouth, N.H., was NOT passed.

ARTICLE 30 - It was voted as amended to raise and appropriate the sum of \$3,000.00 for the purpose of entering into a placement agreement with the Exeter Area Youth Group Home. Said amount will provide unlimited use of the program from 4/1/81 to March 1982, provided there is an existing contract and that \$3,000.00 be the maximum amount charged.

ARTICLE 31 - The Local Civil Defense Ordinance for Kingston, was NOT passed.

ARTICLE 32 - It was voted, as amended, on a motion by William S. Bartlett, Jr. to dispense the monies received from the sale of the 1956 Ford Tank fire truck, by placing the balance in the Fire Dept. Capital Reserve account for the future replacement of fire equipment.

This vote came after the following amendment made by Thomas Buttrick, was NOT passed: "Delete the words 'as a reimbursement to it for the money that it extended to the Town of Kingston for the new 1980 Ford Tank fire truck', leaving Section A to read, '\$1,190.00 to the Kingston Firemens' Association'. This vote came after a motion, made by David Welch to move the question, was passed.

ARTICLE 33 - It was voted to allow the Fire Wards to place unexpended funds from current year's appropriations in a Capital Reserve Fund for the future replacement of fire equipment as needed. RSA 35:1 (b) (Supp) & 35:3 (Supp) & 35:11 & Chapter 35 generally.

ARTICLE 34 - It was voted to allow the Fire Wards to place all monies received from the ambulance into a Capital Reserve Fund for the future replacement of the ambulance. RSA 35:1 (b) (Supp) & 35:3 (Supp) & 35:11 and 35 generally.

ARTICLE 35 - Voted on written ballot March 10, 1981.

ARTICLE 36 - Voted on written ballot March 10, 1981.

ARTICLE 37 - It was voted, as amended, on a motion by David Welch, to give the Selectmen authority to sell Town land at Great Pond Park to abutting owners at the price of \$1.00. Purchaser of such lots to use same to increase lot size of abutting lots and so record these lots as not being separate lots. All costs involving surveying, marking, transferring and recording to be borne by the purchaser. No lot involving access to water rights shall be sold.

ARTICLE 38 - It was voted, as amended, on a motion by David

Mayhew, to authorize the Selectmen to sell tax deeded property at Public Auction.

ARTICLE 39 - It was voted to authorize the prepayment of taxes and to authorize the Collector of Taxes to accept payments as prepayment of taxes according to RSA 80:52a.

ARTICLE 40 - This Article regarding deeding land to Mrs. Amelia Rudis was NOT passed.

ARTICLE 41 - It was voted to authorize the present Selectmen to execute a confirmatory deed for the purpose of validating a conveyance of property consisting of Lots 2 and 3 of Section L as shown on the plan of Building Lots at Great Pond Park in Kingston, New Hampshire, for W. S. Lavin, which was made by the Selectmen acting on behalf of the Town in 1948, to Edward H. Pelkey on the tenth day of May, 1948.

ARTICLE 42 - It was voted to pass over this Article regarding raising and appropriating \$7,500.00 to finish Dolliver Lane by extending the tarred surface from Church Street, at Daigneault's corner to Brown's corner.

ARTICLE 43 - This Article to petition the Representatives and Senators who represent the Town in the General Court to support in the current session of the General Court, the concurrent resolution to amend the State Constitution to limit the annual increase in property taxes to five percent and to limit the annual increase in spending by the state or any city, town, or other governmental unit of the state to five percent, was NOT passed.

ARTICLE 44 - This Article relative to the withdrawal of \$92.00 from the Revenue Sharing Fund for the purchase of 100 feet of air compressor hose for the Highway Department, was NOT passed.

ARTICLE 45 - It was voted to accept the Auditors Report and the Town Report as printed.

ARTICLE 46 - It was voted, on a motion by Gail Wozniak, that

the Bakie School P.T.A. be included in the category of small, non-profit, youth oriented organizations that do not have to pay for the use of the Town Hall.

Robert England commended the Moderator for his patience and the fine manner in which he handled the meeting.

It was voted to adjourn at 11:00 P.M.

Bettie C. Ouellette
Kingston Town Clerk

MINUTES OF SPECIAL TOWN MEETING
June 3, 1981

The meeting was called to order at 7:30 P.M. in the Town Hall by the Moderator, Richard L. Russman. Two Petitions for a Check List secret ballot were received. The Moderator announced that the Town Counsel had ruled that a 2/3 vote was not necessary, regarding Article 1.

ARTICLE 1: It was voted, as amended, by secret ballot, to approve in accordance with the provisions of the Kingston Zoning Ordinance Sections 4.42 and 7.40 an industrial development as recommended by the Selectmen on a certain tract of land in the Rural Residential District containing one hundred twelve (112) acres, more or less, situated on the westerly side of Route 125 and the northerly side of Route 107 as shown on the Town of Kingston Tax Map R41 as parcels nos. 17 and 18 owned by Carolyn R. Christie and abutted on the north by land of the Town of Brentwood and Robert E. Barrett; on the west by land of Hazel M. Hanson, heirs; Tom and Jane Varley; Charles and Kathryn V. Ethier; Brookhaven Three Realty Trust; Robert E. and Shirley Nordstrom and Robert W. and Sandra L. Cook; on the south by land of Clarence H. Gifford, Douglas W. and Doreen B. Winslade, Robert W. and Margaret E. Blackburn, Gary R. and Diane M. Bean, Ruth M. Dinsmore and Carol L. Connolly.

Kellogg-American, Inc. will enter into an agreement with the Town of Kingston to:

1. Locate its corporate headquarters and manufacturing facility as proposed on the overall Site Plan.

2. (a) Retain the natural area on the east side (Route 125) of the parcel 150 feet from its lot line west subject to reasonable forest management procedures and subject to any clearing that may be required by local, state or federal authorities and allowing for necessary roadways/driveways for the facility.

(b) Retain a natural area on the westerly side of 100 feet from its lot line easterly subject to reasonable forest management procedures and subject to any clearing that may be required by local, state or federal authorities and allowing for any necessary roadway/driveway access from Route 107.

(c) Retain a natural area on the southerly side of 150 feet

from its lot line north along Route 107 (Marshall Road) subject to reasonable forest management procedures and subject to any clearing that may be required by local, state or federal authorities and allowing for any necessary roadway/driveway access from Route 107.

(d) Retain a natural area of 50 feet from the remaining lot lines on the easterly and southerly sides to Route 125 subject to reasonable forest management procedures and subject to any clearing that may be required by local, state and federal authorities and allowing for any necessary roadway/driveway access from Route 107.

The original motion was made by Selectman John Reinfuss, and the amendment was made by William S. Bartlett, Jr. The vote was taken, by secret ballot, after a motion by Stephan Morrissey "to move the question" was passed. The Town Clerk was assisted by Margaret Wentzell, Holly Ouellette and Adele Russman, in counting the ballots. The balloting was closed at 8:50 P.M. The Moderator announced the results, as follows: YES 252 NO 31

ARTICLE 2: It was voted, by voice vote, to authorize the Selectmen to enter into a municipal data processing contract for the purpose of preparing computer tax printouts for the Town in accordance with the provisions of New Hampshire Revised Statutes Annotated 8-C:11. The motion was made by Michael Priore. The voice vote was taken after a motion by John Flanders "to move the question" was passed.

Selectman Ralph E. Southwick thanked the people for their confidence in the Board of Selectmen, in accepting the proposal for the industrial development. William Bartlett, Jr., Realtor, then introduced Mr. P. J. Cunningham, President of Kellogg-American, Inc. Mr. Cunningham thanked the citizens of Kingston and re-affirmed that "we will be good neighbors".

The meeting adjourned at 9:10 P.M.

Bettie C. Ouellette
Kingston Town Clerk