

## **MINUTES OF TOWN MEETING**

**March 13, 2001**

The Annual Town Meeting was called to order at the Town Hall by the Moderator, Electra Alessio, at 8:00 AM for the voting by secret ballot for the election of Town Officers, 27 regular Town articles, as well as the voting for the election of officers of Sanborn Regional School District and the voting on 17 regular articles for the School District.

The Town Clerk, Bettie C. Ouellette, broke the seals on the boxes of ballots and the Moderator inspected the ballot boxes. A second Accu-Vote machine was rented for this election. There were no waiting lines.

The Ballot Clerks were Donna Grier, John M. Whittier, Herbert G. Noyes, Marilyn B. Bartlett, Holly Ouellette, Gloria Parsons and Mary Hesse. The Police Officer was Donald W. Briggs, Jr. The final results were announced by the Moderator at 9:00 PM. The ballots were sealed and locked in the vault at 9:30 PM.

The total count was 1465, including 71 absentee ballots. 23 new voters were registered at the polls, bringing the total voters on the checklist to 3678. Total of all ballots was 5860 (1465 x 4).

The following results were obtained:

### **SELECTMAN FOR THREE**

KEVIN W. BURKE	893*
BRIAN WOODWORTH	440

### **TREASURER FOR THREE YEARS**

JAYNE E. RAMEY	1160*
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### **TRUSTEE OF TRUST FUNDS FOR THREE YEARS**

DANIEL J. LUPARELLO	1042*
R. BRADLEY MAXWELL	1104*

### **TRUSTEE OF TRUST FUNDS FOR TWO YEARS**

EDMUND J. CAILLOUETTE	1163*
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### **LIBRARY TRUSTEE FOR THREE YEARS**

JUDITH L. LUKAS	1076*
ANTHONY WHITCOMB	1012*

**FIRE WARD FOR THREE YEARS**

NELSON SEAMAN	1098*
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**MUNICIPAL BUDGET COMMITTEE FOR THREE YEARS**

EDWARD W. CONANT	1090*
CARLA CRANE	1039*
DEBRA F. POWERS	1044*
SANDRA SEAMAN	1060*

**MUNICIPAL BUDGET COMMITTEE FOR TWO YEARS**

LYNN L. GAINY	690*
DAVID MOORE	432

**PLANNING BOARD FOR THREE YEARS**

SCOTT OUELLETTE	1165*
BEN ROMANO	16* write-ins

ARTICLE 2: The Town did not vote to raise and appropriate the sum of \$1,745,000 for the construction and original equipping of a new library, at Church Street, to include associated costs; not more than \$1,745,000 of the sum to be raised through the issuance of bonds or notes; under and in compliance with the Municipal Finance Act, RSA 33:1 et seq. as amended; to authorize the Board of Selectmen to apply for, obtain, and accept Federal, State, or other aid, if any, which may be available for such projects, and to comply with all laws applicable to said project; to authorize the Selectmen to issue, negotiate, sell, and deliver said bonds and notes and to determine the rate of interest thereon and the maturity and other terms thereof, and to authorize Selectmen to take any other action or pass any other vote relative thereto.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 634      No 808\*

ARTICLE 3: The Town voted to raise and appropriate the sum of \$2,712,727.00 which represents the operating budget. Said sum does not include special or individual articles. Should Article 3 be defeated, the operating budget shall be \$2,464,119 (the "default" budget).

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 787\*      No 635

ARTICLE 4: The Town voted to authorize the Tax Collector to allow a 1 1/2% deduction from Town Property Tax when payment is made within 30 days of billing.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 1365\*      No 78

ARTICLE 5: The Town voted to authorize the Library Board of Trustees and the Board of Selectmen to purchase from Arthur N. Pernokas an approximate 3.5 acre parcel of land to be sub-divided from a larger tract, situated at the intersection of Church Street and Marshall Road for a new Library for the sum of \$115,000.00, subject to current land use, and vote to raise and appropriate the sum of \$115,000.00 and authorize the withdrawal of \$115,000.00 from the existing Nichols Memorial Library Capital Reserve Fund established for that purpose and name the Board of Selectmen and Nichols Memorial Library Board of Trustees as agents to expend. This sum to come from existing capital reserve funds and no amount to be raised by taxation.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 741\*      No 712

ARTICLE 6: The Town voted to adopt the provisions of RSA 72:62 for a property tax exemption on real property equipped with a solar heating or cooling system which exemption shall be in the amount of \$5,000 from assessed valuation. (Passage of this article will result in it replacing the current \$100 rebate and shall bring the exemption into compliance with state law).

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 903\*      No 523

ARTICLE 7: The Town did not vote to raise and appropriate the sum of \$50,000 to be placed into the existing Capital Reserve Fund for the revaluation of the town.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 680      No 742\*

ARTICLE 8: The Town voted to establish a Capital Reserve Fund under the provisions of RSA 35:1-V to be known as the Town Legal Fund for the purpose of paying for extraordinary town legal expenses, to raise and appropriate the sum of \$100,000 towards this purpose and to name the Board of Selectmen as agents to expend. This sum to come from fund balance (surplus) and no amount to be raised from taxation.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 724\*      No 702

ARTICLE 9: The Town voted to raise and appropriate the sum of \$12,500 to be used for the preparation of the remaining chapters of the community master plan. This work effort would include the preparation of chapters including the following: goals and objectives, housing, utilities and public services, community facilities, recreation and construction materials.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 802\*      No 605

ARTICLE 10: The Town voted to raise and appropriate the sum of \$10,300 for the purchase of a 61" front-deck mower. This piece of equipment is for the necessary maintenance of town athletic fields.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 858\*      No 571

ARTICLE 11: The Town voted to establish an expendable trust fund under the provisions of RSA 31:19-a for the future repair, maintenance and improvements of all town buildings and to raise and appropriate the sum of \$75,000 for deposit into this newly created fund, and to name the Board of Selectmen as agents to expend.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 807\*      No 611

ARTICLE 12: The Town voted to establish an expendable trust fund under the provisions of RSA 31:19-a to be known as the Outside Detail Fund, to raise and appropriate the sum of \$100,000, and to name the Board of Selectmen as agents to expend. The source of this revenue shall be clients of the town and this article shall not impact the tax rate. Outside details are a source of revenue for the town.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 849\*      No 488

ARTICLE 13: The Town voted to raise and appropriate the sum of \$35,760, to purchase, at the state bid price, twelve (12) Motorola portable two-way radios for the Kingston Police Department. This article will replace outdated equipment enabling the Kingston Police Department to be in compliance with Rockingham dispatch's new digital communication system. This amount represents 50% of the total cost. Remaining cost to be funded by Federal grant sources.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 1150\*      No 241

ARTICLE 14: The Town voted to raise and appropriate the sum of \$50,000 to be placed in the previously established Fire Department Capital Reserve Fund for Apparatus Replacement.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 962\*      No 412

ARTICLE 15: The Town voted to raise and appropriate the sum of \$125,000 to purchase a new Ambulance equipped at the advance life support level, and to authorize the the withdrawal of \$68,000 from the Ambulance Replacement Capital Reserve Fund, created for that purpose, and to authorize the withdrawal of \$57,000 from the Special Revenue Fund, created for that purpose. Said sum represents collected revenue billing of out of town

residents for ambulance service. The sale or trade of the 1988 Ambulance, whichever is higher, to be directly applied to offset the cost of the new Ambulance.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 1044\* No 340

ARTICLE 16: The Town voted to discontinue the Special Revenue Fund established under Article 14, created in 1999, and known as the Kingston Fire Department Full-Time Personnel Fund. Said funds, with accumulated interest to date of withdrawal, are to be transferred to the municipality's general fund.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 1001\* No 345

ARTICLE 17: The Town voted to raise and appropriate the sum of five hundred dollars (\$500.00) to the Seacoast Area Chapter of the American Red Cross to support emergency services offered to the Town and its residents.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 1151\* No 234

ARTICLE 18: The Town voted to authorize the selectmen to enter into a 5 year lease agreement for the purpose of leasing new Self Contained Breathing Apparatus (SCBA) and to raise and appropriate the sum of \$15,500 for the first years payment. At the end of the 5 year lease, the SCBA's will become the property of the Town of Kingston.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 981\* No 390

ARTICLE 19: The Town voted to raise and appropriate the sum of \$18,500 for the purchase of a new Thermal Imaging Camera? The \$18,500 represents the total amount of the camera. The total amount raised by taxation will be \$9,250 with the remaining \$9,250 raised through donations. (The intent of this article is to raise and appropriate \$9,250 which represents 50% of the total cost of the camera.)

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 938\* No 442

ARTICLE 20: The Town voted to not raise and appropriate the sum of \$33,900 to purchase a vehicle exhaust removal system for the Central Fire Station.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 559      No 806\*

ARTICLE 21: The Town voted to raise and appropriate the sum of \$29,000 to be placed in the "Land Acquisition Capital Reserve Fund" for the future purchase of development rights, conservation easements and other land acquisitions in order to stabilize the tax base, maintain large tracts of land and to help insure that the development of additional large multi-house subdivisions do not have a significant impact on taxes for education, fire and police.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 936\*      No 437

ARTICLE 22: The Town voted to raise and appropriate the sum of \$60,000 to be placed in a Capital Reserve Fund for the future replacement of equipment for the Highway Department and to name the Board of Selectmen and Road Agent as agents to expend.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 809\*      No 556

ARTICLE 23: The Town voted to establish an expendable trust fund under the provisions of RSA 31:19-a to be known as the Transportation Improvements Fund and to raise and appropriate \$18,749.85 for deposit into this newly created fund, and to name the Board of Selectmen as agents to expend. This sum to come from fund balance (surplus) and no amount to be raised from taxation. The funds in the surplus come from a previously established fund that became void at the end of year 2000.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 799\*      No 552

ARTICLE 24: The Town voted to not authorize the creation of a permanent part-time Recreation Director. This would be an hourly position; averaging at least 10 hours, but not more than 20 hours per week. Wages not to exceed \$5,500 annually. This person would plan and schedule various recreational activities for the Kingston Community and would work in concert with the Kingston Recreation Commission and the Board of Selectmen. A complete job description is on file at Town Hall. Further, to raise and appropriate \$3,664 for eight (8) months wages for this year.

RECOMMENDED BY THE BOARD OF SELECTMEN  
NOT RECOMMENDED BY THE BUDGET COMMITTEE

Yes 579      No 848\*

ARTICLE 25: The Town voted to not raise and appropriate the sum of ten thousand dollars (\$10,000) to be added to the existing Kingston Recreation Capital Reserve Fund?

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 695      No 730\*

ARTICLE 26: The Town voted to raise and appropriate the sum of Eight Hundred and Ten Dollars (\$810) for the purpose of defraying the cost of services provided to the Town of Kingston and its residents by Seacoast Big Brothers/Big Sisters of New Hampshire.

RECOMMENDED BY THE BOARD OF SELECTMEN  
RECOMMENDED BY THE BUDGET COMMITTEE

Yes 980\*      No 439

ARTICLE 27: The Town voted to adopt the amended Section 3/G of the Town Noise Ordinance.

"The using, operating, or permitting to be played, used, or operated of any radio receiving set, musical instrument, phonograph, loudspeaker or other machine or device for the producing or reproducing of sound which is upon the public street in such a manner as to disturb the peace, quiet, and comfort of the neighboring inhabitants or at any time with louder volume that is necessary for the convenient hearing for the person or persons who are in the vehicle device is operating and who are voluntary listeners thereto. The operation in such a manner as to be plainly audible at a distance which is located, shall be prima facie evidence of this Section."

Yes 969\*      No 455

ARTICLE 28: The Town of Kingston voted to adopt the following BY-LAW for the purpose of protecting the public health, safety and welfare pursuant to authority granted at RSA 31:39 and RSA 314-A5:

**TATTOO BY-LAW**  
Adopted March 13, 2001

That the following practices are prohibited in the Town of Kingston, unless performed by a licensed physician and/or surgeon pursuant to RSA 329:



a) **TATTOO** - meaning the application of an indelible mark or figure fixed upon the surface of the body by the insertion of pigment under the skin or by the production of scars (RSA 314-A:1, III).

b) **BODY PIERCING** - meaning any piercing of the human body (RSA 314-A:4) including but not limited to the ear, nose, cheek, tongue, navel, lips, nipples and genitalia.

c) **BRANDING** - meaning a technique whereby a heated metal form is placed on the skin for the purpose of inducing permanent scarring of the design attached to the end of the branding iron handle.

d) **PERMANENT MAKE-UP** - meaning the tattooing of permanent make-up onto the face, chest, or body to include, but not limited to: eyebrows, eyeliner, lip liner, lip color, cheek blush, eye shadow and beauty marks.

e) **SCARIFICATION** - meaning a type of tattooing which produces scars on the body instead of utilizing pigment to implant a lasting pattern in the skin.

Saving Clause: The invalidity of any provision of this By-Law shall not affect the validity of any other provision.

Penalty Clause: That pursuant to RSA 31:39 III, a violation of this By-Law shall be punishable by a penalty of \$1000.00 for each offense.

Yes 1083\* No 351

School results were certified and given to the School District Clerk, Carol J. Brickett. (The detailed results will be printed in the annual School District Report.) Total school votes were as follows:

**SCHOOL BOARD MEMBER FROM KINGSTON FOR THREE YEARS**

STACEY M. MAILLOUX	685*
BRIAN WOODWORTH	569

**BUDGET COMMITTEE FROM KINGSTON FOR THREE YEARS**

BRIAN WOODWORTH	13*write-ins
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**BUDGET COMMITTEE AT LARGE MEMBER FOR THREE YEARS**

ROXANNE MOORE	882*
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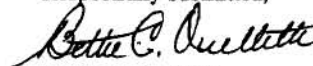
**SCHOOL DISTRICT MODERATOR FOR ONE YEAR**

RICHARD "RICK" RUSSMAN	1104*
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		YES	NO
ARTICLE	2	1298	90
	3	649	747
	4	941	492
	5	691	750
	6	800	645
	7	750	688
	8	893	503
	9	843	557
	10	679	696
	11	1072	331
	12	1002	401
	13	447	834
	14	502	853
	15	438	925
	16	531	846
	17	357	1018
	18	748	629

Meeting adjourned at 9:30 PM.

Respectfully submitted,



Bettie C. Ouellette  
Kingston Town Clerk