

TOWN OF KINGSTON, N. H.
MINUTES OF TOWN MEETING - MARCH 12, 1991

ARTICLE 1 - The Annual Town Meeting was called to order at 10 A.M. by the Moderator, Electra L. Alessio, for the balloting for Town Officers, Officers of the Sanborn Regional School District and 13 Zoning Questions. The Moderator announced that the absentee ballots would be processed at 1:30 P.M. and she also announced that at the close of voting at 7 P.M. all ballots will be counted, and the meeting will be adjourned until 7 P.M. on Wednesday at the Swasey Gymnasium, to take up the remaining articles in the Warrant.

The Town Clerk, Bettie C. Ouellette, broke the seals on the boxes of ballots, and the Moderator inspected the ballot boxes. The Assistant Moderator was James T. Rankin, Sr., and the Ballot Clerks were Donna M. Grier, Carolyn R. Christie, Eleanor L. Childs, Charles A. Bradley, Jr. and Holly Ouellette. Miss Childs and Mr. Bradley were replaced at 1 P.M. by Ruth B. S. Albert and Marilyn B. Bartlett. The Police Officer was Neil R. Parker. Selectmen present were Peter E. Wilson, Sr. and Constino Alessio. The additional counters at night were Carolyn Harlow, Judith Smith, Edward Jervis, Norma Jervis, Sheila Briggs, Sheila Whittier, Phyllis Buckley, Donna Snow, George Harmon, Olive Moriarty, Linda Nadeau, Mary Mercurio, Merle Eramo, Karyn Maxwell, Elaine Van Dyke, Deborah Nowak, Donald Eadie and Brian Collins.

The following results of the balloting were announced by the Moderator: Total cast 1121, including 54 absentee ballots. Total voters on check list - 2875.

TOWN CLERK-TAX COLLECTOR FOR 3 YEARS:

Bettie C. Ouellette	1047 *
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SELECTMAN FOR 3 YEARS:

David G. Conant	280
Jacqueline "Jaki" 'Russell	210
"Stan" Yiokarinis	606 *

TREASURER FOR ONE YEAR:

Olive F. Moriarty	959 *
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ROAD AGENT FOR 3 YEARS:

Richard D. St. Hilaire	972 *
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CHIEF OF POLICE FOR 1 YEAR:

Neil R. Parker	951 *
Donald W. Briggs, Jr.	37 (write-ins)

POLICE OFFICERS FOR 1 YEAR:

Donald W. Briggs, Jr.	969 *
James M. Champion	833 *

CONSTABLE FOR 1 YEAR:

Peter P. Basler	901 *
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TRUSTEE OF TRUST FUNDS FOR 3 YEARS:

George W. Leate	870 *
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TRUSTEE OF TRUST FUNDS FOR 1 YEAR:

Anne Varney	17 * (write-ins)
Henry Chabot	14 (write-ins)

FIREWARD FOR 3 YEARS:

Oral W. Collins, Jr	465
John A. Merrill	586 *

LIBRARY TRUSTEE FOR 3 YEARS:

Jef Flanders-McDougall	761 *
Robert "Bob" McPhee	797

MUNICIPAL BUDGET COMMITTEE FOR 3 YEARS:

Ronald B. Davis	791 *
William S. Ecke	789 *
Mark A. Marino	786 *
Anthony L. Whitcomb	789 *

MUNICIPAL BUDGET COMMITTEE FOR 2 YEARS:

Keith Dias	771 *
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*Elected

ARTICLE 5 - "Are you in favor of the adoption of Amendment No. 1 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: To change the first paragraph of Section 3. (a) of the Aquifer Protection Ordinance "Location" to the following:

Section 3. (a). Location

The Aquifer Protection District is defined as the areas described on the following maps: those areas designated by dark, light and hatched shadings on the Master Plan map entitled Water Resources; the areas designated as having high, medium and low potential to yield water according to the United States Geological Survey map series #77-69 (Cotton Maps); areas designated as "outwash" and "ice-contact deposits" on the map entitled "Surficial Geologic Map of Kingston Quadrangle Rockingham County,

NH", by Forrest B. Earl; and areas designated as "Stratified Drift Aquifer" and "Stratified Drift Aquifer over Glacio-Estaurine Silts and Clays" on the map entitled "Geohydrology and Water Quality of Stratified-Drift Aquifers in the Exeter, Lamprey, and Oyster River Basins, Southeastern New Hampshire", USGS, 1990 and subsequent USGS mapping information for the Town of Kingston."

NOTE: The second paragraph of Section 3. (a) is not changed. The change in the first paragraph is the addition of new map references.

YES 683

NO 255

ARTICLE 6 - "Are you in favor of the adoption of Amendment No. 2 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: to change Section 4.73 to the following:

4.73 Wetlands Conservation District Map

The Wetlands Conservation District as herein defined is shown on a map designated as "Town of Kingston Wetlands Conservation District" and is a supplement to the zoning map of the town. Wetland Boundaries indicated on the zoning map supplement shall be determined from soil survey field sheets which show the results of the soil survey referenced in Section 4.72 and from the on-site soils investigation of a certified soils scientist when required. Soil survey field sheets are available from the U.S. Soil Conservation Service in Exeter, N.H., and are on file with the Planning Board, Town Clerk and Conservation Commission. The results of any on-site soils investigation will be on file with the Planning Board and Conservation Commission. A certified soil scientist is a person qualified in soil classification and mapping who is certified by the State of New Hampshire Board of Natural Scientists."

NOTE: This changes the reference from "Qualified Soil Scientist" to "Certified Soil Scientist" and provides a definition for Certified Soil Scientist.

YES 712

NO 234

ARTICLE 7 - "Are you in favor of the adoption of Amendment No. 3 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: to change Section 4.52 to the following:

4.52

The use of land in the Single Family Residential-Agricultural District is limited to single family dwellings, agricultural uses and incidental uses such as private garages, boat houses, tool sheds, gardens and the like. Agricultural use shall mean land used for agriculture, farming, dairying, pasturage, apiculture, horticulture, floriculture, silviculture, and animal and poultry husbandry." -

NOTE: This change defines agricultural use.

YES 676

NO 274

ARTICLE 8 - "Are you in favor of the adoption of Amendment No 4 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: to change Section 4.41 to the following:

4.41

The Rural Residential District shall include the whole town with the exception of the Historic District, the Single Family Residential District, the Single Family Residential-Agricultural District, and the Kingston Industrial Zone."

NOTE: This change more specifically defines the Rural Residential District.

YES 662 NO 285

ARTICLE 9 - "Are you in favor of the adoption of Amendment No. 5 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: to change Section 6.18 to the following:

6.18

Every dwelling unit shall have a minimum living area of 600 square feet per unit."

NOTE: This change replaces "per floor" with "per unit".

YES 669 NO 299

ARTICLE 10 - "Are you in favor of the adoption of Amendment No. 6 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: to change Section 6.20 to the following:

6.20 RENTED APARTMENTS

Any building to be erected or altered for use as rented apartments, shall have a minimum of two (2) readily accessible exits (windows excluded) from each apartment. Every apartment to be used by a single family shall have a minimum living area of 600 square feet per unit."

NOTE: This change replaces "per floor" with "per unit".

YES 744 NO 230

ARTICLE 11 - "Are you in favor of the adoption of Amendment No. 7 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: to change Section 5.23 to the following:

5.23

Mobile homes will not be permitted for use as dwellings in the historic district, the single-family residential district or the single family residential-agricultural district."

NOTE: This change restricts mobile homes to the Rural Residential District.

YES 605 NO 368

ARTICLE 12 - "Are you in favor of the adoption of Amendment No. 8 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: to change Section 7.40 to the following:

7.40

Industrial developments, located outside the Industrial Zone, must have the approval of the Town after being recommended by the Selectmen."

NOTE: This change eliminates the need for town meeting approval of industrial developments in the industrial zone.

YES 457

NO 505

ARTICLE 13 - "Are you in favor of the adoption of Amendment No. 9 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: to change Section 4.31 to the following:

4.31 (Adopted 3-11-80 and amended 3-10-87)

The Single Family Residential District shall include the area shown as such on the Zoning Map, extending along Rockrimmon Road from the Plains to Ball Road, southward along Ball Road to Danville Road, eastward along Danville Road to Route 111, eastward along Route 111 to Main Street, northward along Main Street to Bunker Street, westward onto Bunker Street to the point of beginning. All areas contained within the above mentioned roads, plus all areas within 400 feet of the centerline of the above mentioned roads on the outside of the area are included. In addition, Sections R24 and R31, and the area in Section R30 extending 1500 feet north of the centerline of Rockrimmon Road, and tax map R9 except for the areas 200 feet south of a line paralleling Newton Junction Road and areas west of a parallel line 1,000 feet back from Route 125 on the easterly side of said highway. Also areas within 400 feet of Windsong Drive, Cardinal Road and Gunstock Drive, tax map R7 and areas within 400 feet of Hunt Road from 1,000 feet west of Route 125 to the Danville line including Jericho Drive, Morning Dove Road, Robin Lane are included as well as the areas within 400 feet of Acorn Drive, Bob-White Drive, Oak Ridge Lane and Cheney Lane and the northerly side of North Danville Road, the area within a line running parallel to said road 1,000 feet back on the northerly side, and the area surrounding Happy Hollow Lane and Hillside Drive, as delineated in the Kingston property tax maps shall be included within the designation Single Family Residential District."

NOTE: This change more clearly describes the single family Residential District area.

YES 632

NO 289

ARTICLE 14 - "Are you in favor of the adoption of Amendment No. 10 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: to revoke the current gravel pit ordinance and replace it with the following:

Kingston Excavation Ordinance

No pit for the removal and/or sale of sand, gravel, stone or earth shall be opened hereafter or operated without the specific approval of the Planning Board and subject to regulations established by them."

NOTE: The above ordinance and current RSA's suggest a regulation. The regulation has been written and is posted.

YES 690 NO 240

ARTICLE 15 - "Are you in favor of the adoption of Amendment No. 11 as proposed by the Kingston Planning Board for Kingston Zoning Ordinance as follows: to revoke the River Corridor Protection Ordinance and replace it with the following:

Shoreland Protection Ordinance"

NOTE: The protection of the River Corridor Protection District is widened to include the Great Ponds. The great ponds are Great Pond (also known as Kingston Lake), Country Pond, Pow Wow Pond, Greenwood Pond, Mill Pond, and Bayberry Pond.

YES 708 NO 218

ARTICLE 16 - "Are you in favor of the adoption of Amendment No. 12 as proposed by the Kingston Planning Board for the Kingston Zoning Ordinance as follows: to add the following ordinance:

Impact Fee Ordinance"

NOTE: This ordinance imposes an impact fee on new construction. The fee is used for capital additions to municipal services. Moneys not used in eight years are returned.

YES 563 NO 363

ARTICLE 17 - "Are you in favor of the adoption of Amendment No. 13 as proposed by the Board of Selectmen for the Kingston Zoning Ordinance as follows: change Section 4.80, Paragraph 1, District Borders (of Industrial Zone), sentence 1, to read:

The district shall be the Town of Kingston Tax Map R-2, and the following parcels on Tax Map R-3; R3-13, and the portions of R3-3 and R3-4 that are 1000 feet east of a line parallel to the centerline of Route 125, and the following parcels of Tax Map R4; R4-10, R4-16, R4-23 and the portions of R4-17 that abut the rear boundary of parcels R4-8-12 through R4-8-16 and that are east of a line that runs from the northeast corner of R4-8-16 to the southeast corner of R4-20."

The Kingston Planning Board does not approve this amendment.

YES 179 NO 630

The Moderator declared Article 17 illegal, because no hearings were held.

SANBORN REGIONAL SCHOOL DISTRICT OFFICERS

SCHOOL BOARD MEMBER FROM KINGSTON - TERM ENDING 1994

James E. Battles	425
Wayne E. Daggett	84
Albert S. Greene	28
Arthur T. Schultz	536 *

MODERATOR - TERM ENDING 1992

Richard "Rick" Russman	946 *
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The ballots were wrapped, sealed and locked in the vault at the Town Hall at 10:55 P.M. on March 12, 1991.

Bettie C. Ouellette
Kingston Town Clerk

MINUTES OF CONTINUED TOWN MEETING AT SWASEY GYMNASIUM - MARCH 13, 1991

Meeting was called to order at 7 P.M. by Electra L. Alessio, Moderator. All pledged allegiance to the Flag of our Country. She introduced the Selectmen, Jacqueline A. Russell, Peter E. Wilson, Sr. and Constino Alessio; Town Clerk-Tax Collector, Bettie C. Ouellette. She then introduced the Budget Committee members: Keith Dias, Robert Shaughnessy, Donna Winslow, Natalie Timmons, Arthur Schultz, James Rankin, R. Bradley Maxwell, Edward Jervis and Carroll Wright, Chairman. (Peter Sullivan arrived later.)

The Moderator announced that she wanted the meeting to proceed in an orderly fashion. She read all the results of yesterday's balloting, including the 13 questions on the ballots.

The Moderator announced that she had received a petition for a secret ballot for Article 18. This will be for final vote. (Unless otherwise specified, all votes were by voice.)

ARTICLE 2 - A motion was made and seconded to raise and appropriate \$2,032,643.00 to defray town charges for the ensuing year. Amendment made by Neil Parker "to increase budget by \$20,000 for a 3% cost of living raise for all Town Employees", was seconded. Another motion, made by Brian Collins, to table the amendment, was NOT passed. The vote was then taken on the amendment after a motion to cut off debate, made by Donna Winslow, was passed. Amendment was passed. More discussion followed, and then it was voted to raise and appropriate \$2,052,643.00 to defray town charges for the ensuing year, voted as amended.

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 Tax Collector to allow a deduction of 1½% from Town Property Tax when payment is made within 30 days of billing. (During the discussion, Brian Collins made a motion to extend the discount through December 31, but it was withdrawn after explaining what this would mean.)

ARTICLES 5 through 17 were voted by written ballot Tuesday.

ARTICLE 18 - A motion was made by Norman Hurley, and seconded, to adopt the rules and regulations of the Kingston Fire Department. Two editorial changes were made and accepted: Item #7 under Organization, the word "officer" was replaced by "member"; Item #6 under Equipment, the word "and" in the second paragraph was replaced by "that". There was no objection to these editorial changes.

There was a long discussion with many pro and con comments from the following: Norman Hurley, Jacqueline Russell, John Merrill, David Welch, Donald Briggs, Sr. and Natalie Davis. Ginette Emerson made a motion to table the article. When the voice vote was doubtful, the Moderator asked for a standing "eye" vote and she declared it defeated. This was challenged by Ed Jervis; so the Moderator appointed the following to count the standing vote: Atty. Richard Russman, Margaret Wentzell, David Conant, Laurence Midellmiss. Results were Yes 110, No 130.

More discussion followed with comments by Donald Eadie, William Harvey, Craig Barlow, Ellen Faulconer, Cindy Nadeau, Laurette Poleatewich and Donald Briggs, Sr. Then Jacqueline Russell read the following resolution: .

I move that the following resolution be adopted:

That a Task Force be formed to review the unresolved issues between the Board of Selectmen and the Fire Wards;

That the Task Force be charged with a full review of the proposed Rules and Regulations as printed in the March 1991 Town Report and all the legal ramifications contained therein;

That the Task Force be made of seven (7) individuals, two (2) to be appointed by the Selectmen, only one of which may be a Selectman, two (2) to be appointed by the Fire Wards, only one of which may be a Fire Ward, and three (3) to be appointed by the Town Moderator;

That the Task Force present its findings to the Town within ninety days, at a Special Town Meeting to be held on or before June 13, 1991;

That a Public Hearing to discuss the recommendations of the Task Force be held thirty (30) days prior to the Special Town Meeting.

Lynne Merrill immediately objected that this was the first time she had ever heard the Moderator allow any Resolution to be presented before the end of Town Meeting.

The following continued the discussion: David Welch, Norman Hurley, Sheila Briggs, Carl Oppenheimer, Ralph Dumke.

Then it was voted to cut off debate, on a motion made by Muriel Ingalls.

The Secret Ballot vote was taken and results were: YES 135, NO 117,

thus adopting the following Rules and Regulations: (Assisting in counting were Holly Ouellette, Sheila Whittier and David Conant.)

RULES AND REGULATIONS OF THE KINGSTON FIRE DEPARTMENT ORGANIZATION

1. The Kingston Fire Department shall consist of a number of paid personnel to be determined by the Fire Wards and the Fire Chief. The Fire Wards are the three people who are elected by the Townspeople. Each Fire Ward is elected for a three year term. These terms are staggered such that

only one Fire Ward's term expires each year and, thus, one Fire Ward will be elected each year.

2. The Fire Chief shall be appointed by the Fire Wards from a nomination made by the Kingston Fire Department body. The Department members shall submit a list of no more than three names of people whom, they desire to be Fire Chief. The Fire Wards will not be restricted to this list. The Fire Chief must be technically qualified by training and/or experience and have the ability to command personnel and hold their respect and confidence.

3. The Fire Chief shall be appointed for an indefinite period of time. The term of office shall depend upon the Chief's good conduct and efficiency. The Fire Chief may be removed from Office by the Fire Wards only, for just cause and only after a public hearing before them with reasonable notice in writing from the Fire Wards of the charges brought against the Fire Chief.

4. Any person wishing to bring charges against the Fire Chief will do so in writing to the Fire Wards. Upon receipt of these charges, the Fire Wards will take action as appropriate. This action shall include one of the following:

(A) A review with the Fire Chief during which the complainant will be allowed to be present.

(B) A public hearing or disciplinary action.

The complainant will be informed in writing of all action taken.

5. The chain of command will be such that the Fire Chief will report directly to the Fire Wards only. All other personnel will report to the Fire Chief.

6. The Fire Chief may create any position that is deemed necessary for the good operation of the Department with approval of the Fire Wards.

7. The Fire Chief will have the authority to remove any Member. This may only take place after the Fire Chief has met with the Member, the Member has been informed of the reasons behind this action, and the Member has been given a specified time frame to correct any problems. The Fire Member may appeal this decision to the Fire Wards.

8. The Fire Wards shall request a vote of confidence annually. This vote will be used to determine if the Fire Chief is maintaining the confidence of the membership.

9. A non-resident of the Town of Kingston may hold a position on the Kingston Fire Department as set forth by the standard operating procedures of the Kingston Fire Department.

10. No person shall hold the office of Fire Ward and Fire Chief at the same time. If extraordinary circumstances arise, and the Fire Department is without a Fire Chief, by vote of the Fire Wards, one Fire Ward may assume the roll as Acting-Chief until a suitable candidate can be found.

DUTIES OF THE FIRE WARDS AND FIRE CHIEF

1. The duties of the Fire Wards include, in addition to those set forth in RSA's 153 and 154, administration and all financial aspects of the day-to-day

operations of the Kingston Fire Department and all policies connected therewith so as to ensure a well run Fire Department for the Town.

2. The Fire Chief or Appointed Officer shall be in charge at all emergency situations in the Town of Kingston that may be related to fire, medical, or other emergency situation for which they are summoned.

3. The Fire Chief is in charge of all training, fire, medical and rescue emergencies.

4. The Fire Chief is authorized by RSA 154 to enter into mutual aid agreements or contracts with neighboring towns or services to provide to and receive from them mutual aid.

5. The Fire Chief shall keep a complete set of records including all fires, inspections, ambulance calls, members, injuries, and other related runs. The Fire Wards may request any and all reports at any time.

6. The Fire Chief shall develop a complete set of standard operating procedures to be used as guidelines for all Kingston Fire Department evolutions. These Standard Operating Procedures will be created and updated as necessary. A copy will be provided to all members.

7. The Fire Chief shall appoint a Fire Inspector annually. The Fire Inspector will perform inspections in accordance with RSA's 153 and 154. He will receive compensation for these inspections. In the absence of the Fire Inspector, the Fire Chief may assume these duties and receive the same compensation.

8. The Fire Wards and Fire Chief may delegate any of their respective duties to any qualified member of the Kingston Fire Department as allowed by standard operating procedures and RSA's.

MEMBERSHIP

1. Any person age 16 or over who is a legal resident of the Town of Kingston, or works in or near Kingston, may make written application to the Kingston Fire Department. This application will be reviewed by the Fire Chief for a recommendation of appointment to the Fire Wards. After this appointment, the applicant will submit to a physical exam from a physician of the Kingston Fire Department's choice. After this application process is complete, the applicant will be placed on a mandatory probationary period of no less than 30, but no more than 180 days. Upon successful completion of this probation, the member may be placed on a paid status or removed as recommended by the Fire Wards and Fire Chief.

2. No member under 18 years of age shall ride in or on any fire truck or ambulance while it is responding to an emergency call.

3. No member under the age of 18 shall engage in any hazardous activities as determined by standard operating procedures or the officer in charge.

4. Non-resident members will be allowed to respond as set forth by standard operating procedures. They may be issued Kingston Fire Depart-

ment equipment including: pagers, two-way radios, protective equipment, and first aid supplies. They will abide by all standard operating procedures and the rules and regulations of the Kingston Fire Department.

5. All members will inform the Fire Chief of the times that they are available to respond for calls. Those members who do not respond to emergencies or attend training sessions will be asked to turn in their issued equipment so that it may be reissued to another member who will be able to respond and provide the best coverage.

EQUIPMENT

1. The Kingston Fire Department shall be equipped with such apparatus, ambulances, and other equipment that it deems necessary to provide fire, medical, and emergency services to the Town.

2. Recommendations of equipment and apparatus that is needed shall be made to the Fire Wards by the Fire Chief and/or Fire Officers or committee. The Fire Wards may then recommend to the Town for approval. The purchase of equipment will be pursued as they deem appropriate.

3. All Kingston Fire Department equipment shall be safely and conveniently housed in such places as designated by the Fire Wards. These locations shall be heated in the winter months.

4. A standard operating procedure will be developed for all Kingston Fire Department apparatus and equipment designating who has the authority of use.

5. The Fire Chief and the Fire Wards shall make suitable arrangement for citizens to turn in fire alarms or request assistance. They will also make equipment available to notify members of any and all calls.

6. No person shall use any fire apparatus or equipment for any private purpose, nor shall any person willfully and without proper authority remove or conceal any article that is the property of the Kingston Fire Department.

The Kingston Fire Department does not make service calls other than those allowed by the standard operating procedures for service calls that are approved by the Fire Wards.

7. No apparatus shall be allowed to be hired out or to leave Town except in response to a fire or other emergency in a neighboring community without the consent of the Fire Wards or the Fire Chief in accordance with the standard operating procedures.

8. All members in good standing may be issued any or all of the following equipment: pocket pager, protective equipment, two-way radio, and first aid supplies. The ownership of all issued equipment will remain with the Kingston Fire Department. All equipment will be given reasonable care by the members. The Kingston Fire Department will assume all financial responsibility for the maintenance of its equipment.

9. The Fire Chief, at his discretion, may recall any issued equipment from the members for any of the following reasons: poor attendance, poor job

performance, change of address, resignation or termination from the Kingston Fire Department, and for any other reason that would keep a member from fulfilling the membership requirements.

10. Each member, upon receipt of issued equipment, shall sign a receipt and become responsible for it. Upon leaving the Kingston Fire Department, for any reason, shall return all issued equipment to the Fire Chief or Equipment Officer.

11. Members in good standing shall be issued one arm patch and one auto identification plate. Any additional patches or plates may be issued at a later date.

MEETINGS

1. The Kingston Fire Department shall meet every Monday of each month. The meetings shall start at 19:00 hours to conduct training, vehicle maintenance, and other department business.

2. No meeting will be held on a recognized holiday unless unusual circumstances exist.

3. Training may be conducted on days other than Monday if proper notification has been made to the members.

4. It is the duty of the Fire Wards to hold public meetings to discuss and deliberate on all matters concerning the efficient running of the Fire Department

CONDUCT

DRINKING OF ALCOHOLIC BEVERAGES OR USE OF ILLEGAL DRUGS

1. There will be no drinking of alcoholic beverages or consuming of illegal drugs allowed on or while in the Kingston Fire Department property or equipment. Any member who is found doing so will be subject to removal.

2. All members should maintain a high moral standing and should refrain from activity that would be viewed as bringing discredit to the Kingston Fire Department.

ARTICLE 19 - It was voted to raise and appropriate the sum of \$3,000.00 for computer software to be used for Police Department statistics for accidents and report writing. Expenditure of said monies is contingent upon receipt of matching Highway Safety Grant. The vote was taken after a motion to cut off debate made by Buddy Alessio was passed.

ARTICLE 20 - 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 1991 calendar year provided that such

expenditure be made for purposes for which a Town Meeting may appropriate money and that such expenditure not require the expenditure of other Town funds. Further, that the Board of Selectmen and the Municipal Budget Committee hold a public hearing prior to accepting and spending such money.

ARTICLE 21 - It was voted to indemnify and save harmless for loss or damage occurring after said vote, any person employed by it and any member or officer of its governing board, administrative staff or agencies, including, but not limited to Selectmen, from personal financial loss and expense including reasonable legal fees and costs, if any, arising out of any claim, demand, suit or judgement by reason of negligence or other act resulting in accidental injury to a person or accidental damage to or destruction of property if the indemnified person at the time of the accident resulting in the injury, damage or destruction was acting in the scope of his employment or office, as set forth in RSA 31:105 Law of N. H.

ARTICLE 22 - It was voted to table this article relative to a 4% cost of living increase to the Police Department (\$7,799.86). Anne Dumke asked at this point to take up an item of new business. This was NOT passed.

ARTICLE 23 - It was voted to authorize the Board of Selectmen to raise and appropriate the sum of \$5,000 to continue a comprehensive drug awareness program in both Sanborn Regional High School and Daniel J. Bakie School. The vote was taken after a motion to cut off debate made by Michelle Gove was passed.

ARTICLE 24 - It was voted, as amended editorially, to approve the formation of a Kingston Municipal Grievance Committee. The purpose of the Kingston Municipal Grievance Committee will be to provide for a fair and open-minded adjudication of personnel grievances brought by and/or against any town employee or official (elected or appointed).

The Kingston Municipal Grievance Committee shall have five members comprised of the following:

1. One representative of the Board of Selectmen (appointed by a vote of the Board of Selectmen)
2. One representative of town employees (a full or part time town employee, appointed by the Town Moderator)
3. One representative of the Town of Kingston Budget Committee (appointed by a vote of the Budget Committee)
4. Two residents of the Town of Kingston who are not presently town employees or town officials (appointed by the Town Moderator)

The Kingston Municipal Grievance Committee shall have the responsibility to develop and implement a grievance procedure in accordance with any applicable state or federal law. The grievance procedure shall be implemented after review by Town Counsel for compliance with applicable state and federal law. The grievance procedure shall be developed and

implemented no later than September 1, 1991.

The grievance procedure shall be open to all town employees and officials and shall be used to adjudicate personnel matters and other matters which cannot be resolved in an amicable fashion. Any town employee or town official shall have the right to file a grievance and have a hearing before the Kingston Municipal Grievance Committee.

When a grievance is filed and heard by the Kingston Municipal Grievance Committee, the findings of this committee shall be binding upon the Town of Kingston and the parties to the grievance.

ARTICLE 25 - It was voted to table this article relative to removing curbside pickup and its associated contractual expense. At the same time it was voted to table **ARTICLE 26** relative to raising and appropriating the sum of \$25,000 for two (2) used dump trucks for the Sanitation Department. The motion to table was made by Buddy Alessio. A point of order was raised about tabling two articles together.

ARTICLE 27 - This original article read: "On petition of twenty nine (29) registered voters of the Town of Kingston to see if the Town will vote to allow Town employees to use Town buildings to do minor vehicle maintenance (car washes, etc.) on privately-owned employee vehicles."

Then an amendment made by Bill Timmons added "and other non-profit organizations" after "employees". Then Natalie Timmons made another editorial change to strike out "minor vehicle maintenance" so it would read "to do car washes".

Judy Olje made an amendment, which was ruled out of order. More discussion continued until it was voted to cut off debate, on a motion made by Alan Ard.

The amendment was NOT passed. Then it was voted on a motion made by David Welch to table the article and refer it to the newly formed Grievance Committee.

ARTICLE 28 - It was voted to raise and appropriate the sum of \$3,493.75 to be placed into the Capital Reserve account for future replacement of the Ambulance.

ARTICLE 29 - It was voted to pass over this article relative to raising and appropriating the sum of \$6,500.00 for the purpose of a well at the Central Fire Station to have access to drinking water.

ARTICLE 30 - A motion was made by Norman Hurley, and seconded, to raise and appropriate the sum of \$40,000. to be placed in Capital Reserve for Apparatus Replacement to stay on schedule. Then, an amendment made by Carroll Wright to change the sum to \$25,000 was passed. Then, it was voted as amended to raise and appropriate the sum of \$25,000. to be placed in Capital Reserve for Apparatus Replacement to stay on schedule.

ARTICLE 31 - It was voted, as amended, to raise and appropriate the sum

of \$1.00 for Emergency Medical Training for the members of the Kingston Fire Department. The original petition asked for \$5600.00 and was amended to \$5400.00 by Norman Hurley, who complained that the Selectmen did not allow the expenditure last year. After numerous comments, it was explained that the \$5400.00 was already built into the budget figure, which had been voted in Article 2; so Arthur Schultz made the motion for the amount of \$1.00. It was voted to cut off debate on motion made by David Conant. It was then voted, as amended.

ARTICLE 32 - The original article asked that the Town authorize the use of Kingston Plains for the purpose of Training drills and Exhibitions for the Kingston Fire Department. Ed Jervis made a motion to table the article and refer it to the Grievance Committee. When the Moderator ruled it had passed, this was challenged by Carroll Wright. On a standing vote (Yes 91, No 108), the tabling was defeated. Counters were Atty. Richard Russman, Bruce Bouillette, David Conant and Laurence Middlemiss. Then an amendment made by Alan Krauss to add "with the exception of auto extrication" after Exhibitions was defeated. Donald Briggs, Sr. was ruled out of order on a comment about gas tanks. It was voted to cut off debate on a motion made by David Conant. Returning to the main motion, the Moderator declared it was defeated and she was challenged by John Merrill. Results of standing vote were Yes 91, No 108, confirming defeat of article.

ARTICLE 33 - This article, relative to approving the position of Administrative Assistant to the Board of Selectmen, was defeated.

ARTICLE 34 - It was voted to authorize the Selectmen to raise and appropriate the sum of \$14,980. to fund the continuation of the Kingston volunteer recycling program after a motion to cut off debate was made by Jaki Russell, which was passed.

ARTICLE 35 - This article, relative to raising and appropriating, on a permanent basis, \$65,000.00 was defeated. During the discussion, it was pointed out that the Budget Committee had recommended the amount of \$15,597.00 to be raised and appropriated. However, upon further investigation, it was learned that there was actually a loss of \$10,000.00 instead of a profit of \$15,597.00. Part of this is due to the method of bookkeeping. The vote was taken after a motion to cut off debate, made by Buddy Alessio, was passed. The DEFEATED article concerned the Landfill.

ARTICLE 36 - It was voted, as amended, to make the Kingston Solid Waste Task Force a permanent town committee. This committee shall be made up of eleven (11) residents of Kingston and one (1) Selectman as a non-voting member. Said members shall be appointed by the Selectmen for two (2) year terms. Six (6) for one (1) year and five (5) for two (2) years, the first year only. The duties of this committee shall be to: (1) oversee the operation of the Kingston volunteer recycling program; (2) to develop and recommend

a plan for the future use of the Kingston Landfill based on the results and recommendations of the present Landfill closure study; (3) to evaluate waste management alternatives as part of the Quad Town Waste Management District twenty year waste management plan; (4) to prepare and solicit Requests for Proposals for the operation of a Town waste disposal program that uses recycling as a major component (5) to continue to seek solutions to problems, as they occur, that relate to issues of solid waste.

ARTICLE 37 - It was voted to raise and appropriate the sum of \$3000.00 for Drugs Are Dangerous, Inc. (DAD).

ARTICLE 38 - This article, relative to depositing 25% of the revenues collected pursuant to RSA 79-A (the land use change tax) in the conservation fund in accordance with RSA 36-A:5 III as authorized by RSA 79-A:25 II, was NOT passed.

ARTICLE 39 - It was voted to authorize the Selectmen to deed back real estate situated at 19 Great Pond Road (Tax Map U4, Parcel 221), which the Town acquired by Tax Collector's deed, upon payment to the Town of an amount equal to the sum of unpaid taxes on that real estate interest thereon at the statutory rates for unpaid taxes; and all costs of the Town relating to the unpaid taxes and deeding of this real estate.

ARTICLE 40 - It was voted to authorize the Plaistow Area Transit Advisory Committee to continue to negotiate to bring rail transportation and facilities to the Plaistow area. (No cost to the Town is anticipated.)

ARTICLE 41 - It was voted to authorize the Selectmen to accept private donations of land, interest in land or money to be deposited into the Conservation Fund KCC RSA 36-A:5 for the purposes of acquiring conservation land or interest in land and other costs associated therewith for permanent conservation use. Land defined by Kingston tax designations of R26-44 and R26-45 shall be included, but not limited to, for conservation use as defined above. Further, that monies from the Capital Reserve Fund for conservation land purchase may be expended for the above stated purpose: Said appropriated or donated funds may be expended by the majority of the Kingston Conservation Commission and the Selectmen.

ARTICLE 42 - It was voted to authorize the Selectmen to accept private donations of land, interest in land or money to be deposited into the Conservation Fund KCC RSA 36-A:5 for the purposes of contributing to the local matching portion required for acquiring conservation land or interest in land and other costs associated therewith for permanent conservation use under the N. H. Land Conservation Investment Program (LCIP) RSA 221-A, and authorize the Selectmen to apply for and accept the State matching funds under the LCIP for the purpose of acquisition of the fee or lesser interest in conservation land. Further, that monies from the Capital Reserve Fund for conservation land purchase may be expended for the above stated

purpose. Said appropriated or donated funds and the Stated matching funds may be expended by the majority vote of the Kingston Conservation Commission and the Selectmen.

ARTICLE 43 - It was voted to raise and appropriate the sum of \$10,000.00 to be added to the Capital Reserve Fund established in the 1987 Town Warrant #46, for the purpose of conservation land purchase and associated costs.

ARTICLE 44 - It was voted to create a permanent part-time librarian position for the Nichols Memorial Library.

ARTICLE 45 - It was voted to raise and appropriate the sum of \$3,500.00 to replace the carpeting in the upstairs portion of the Nichols Memorial Library.

ARTICLE 46 - It was voted to raise and appropriate the sum of \$5,000.00 to be added to the Nichols Memorial Library Capital Reserve Fund for future library expansion as created in the 1990 Town Meeting.

ARTICLE 47 - It was voted to raise and appropriate the sum of \$2800.00 to purchase shelving for the Nichols Memorial Library.

ARTICLE 48 - It was voted to raise and appropriate the sum of \$500.00 to assist Cross Roads House, Inc., a non-profit organization, in providing emergency shelter and transitional housing services to the area's homeless population.

ARTICLE 49 - This article, relative to authorizing the Board of Selectmen to once again appoint an Affordable Housing Committee to continue its study of the feasibility of affordable housing and create plans for its construction in Kingston, was defeated.

ARTICLE 50 - It was voted to adopt the following Resolution: "We, the People, being registered voters and concerned citizens of Kingston, strongly encourage our state to maintain its commitment to programs and services that serve the basic human needs of the poor, sick, disabled, children, elderly, and unemployed. The maintenance of this commitment should not be done in such a way as to further shift financial burdens to the local community."

ARTICLE 51 - This article, relative to authorizing Trick-or-Treating on October 31 each year, was defeated. This article was amended by Lynne Merrill to read "on a date to be set by the Selectmen on the recommendation of the Recreation Commission". This was passed, but upon returning to the main motion, it was defeated on a standing vote of Yes 67, No 70. A motion to cut off debate was made by Carroll Wright. Counters were David Conant, Larry Middlemiss, Brian Collins and Anne Dumke.

ARTICLE 52 - It was voted to raise and appropriate the sum of \$700.00 to

help defray the cost of services provided to the Town of Kingston and its residents by the Retired Senior Volunteer Program (RSVP).

ARTICLE 53 - It was voted to adopt the following article: the Town of Kingston affirms that there is no place in Kingston for any group actively preaching hate or bigotry toward any man, woman or child, no matter the color of their skin or religious affiliation. We further affirm Kingston respects the rights of all its citizens to live in peaceful coexistence."

ARTICLE 54 - It was voted to authorize the Board of Selectmen to sell surplus goods and equipment from various departments at public auction or by sealed bid.

ARTICLE 55 - It was voted, as amended, to authorize the Board of Selectmen to sell tax deeded property, excluding water front property, at public auction or sealed bid, subject to the Public Land Acquisition Ordinance adopted March 11, 1986. The amendment, underlined, was made by Buddy Alessio.

ARTICLE 56 - It was voted to adopt the grand total of the budget and all articles at \$2,129,617.75. This was an affirmation of the total sum spent at this Town Meeting.

Anne Dumke made a motion to adopt the Resolution read previously by Mrs. Jaki Russell, with a change to "adopted" instead of "proposed" Rules and Regulation: That a Task Force be formed to review the unresolved issues between the Board of Selectmen and the Fire Wards; That the Task Force be charged with a full review of the adopted Rules and Regulations as printed in the March 1991 Town Report and all the legal ramifications contained therein; That the Task Force be made of seven (7) individuals, two (2) to be appointed by the Selectmen, only one of which may be a Selectman, two (2) to be appointed by the Fire Wards, only one of which may be a Fire Ward, and three (3) to be appointed by the Town Moderator; That the Task Force present its findings to the Town within ninety (90) days, at a Special Town Meeting to be held on or before June 13, 1991; That a Public Hearing to discuss the recommendations of the Task Force be held thirty days prior to the Special Town Meeting." This was passed.

The Moderator asked for any interested citizens to volunteer to serve on the Grievance Committee or Budget Committee, if there is a vacancy.

It was voted to adjourn at 11:55 P.M.

Bettie C. Ouellette
Town Clerk

PURPOSES OF APPROPRIATION	APPROPRIATIONS AUTHORIZED BY 1991 TOWN MEETING
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GENERAL GOVERNMENT

Town Officers' Salary	\$ 50,495.00
Town Officers' Expenses	133,525.00
Election and Registration Expenses	1,975.00
Cemeteries	15,060.00
General Government Buildings	53,820.00
Other	5,475.00
Planning and Zoning	17,436.00
Legal Expenses	15,000.00
Advertising and Regional Association	4,054.00
Contingency Fund	20,000.00

PUBLIC SAFETY

Police Department	247,457.00
Fire Department	100,410.00
Civil Defense	2,675.00
Building Inspection	15,250.00

HIGHWAYS, STREETS & BRIDGES

Town Maintenance	324,230.00
Highway Block Grant	68,850.00
Street Lighting	12,000.00

SANITATION

Solid Waste Disposal	434,778.00
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HEALTH

Health Department	4,885.00
Animal Control	3,495.00

WELFARE

General Assistance	39,000.00
Welfare Admin.	5,689.00
Social Service Agencies	39,232.00

CULTURE AND RECREATION

Library	56,210.00
Parks and Recreation	3,150.00
Patriotic Purposes	550.00
Conservation Commission	925.00

DEBT SERVICE

Interest Expense - Tax Anticipation Notes	125,000.00
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OTHER

Recreation Commission	12,800.00
Miscellaneous	44,500.00

OPERATING TRANSFERS OUT

Marriage Licenses	1,000.00
Dog License Fees	450.00

MISCELLANEOUS

3% Cost of Living Increase for all Town Employees	20,000.00
FICA, Retirement & Pension Contributions	52,915.00
Insurance & Group Insurance	117,877.00
Unemployment Compensation	2,475.00

TOTAL APPROPRIATIONS	\$ 2,052,643.00
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SPECIAL ARTICLES

ARTICLE 19	Police Department Computer Software	\$ 3,000.00
23	Police Drug Awareness Program	5,000.00
28	Ambulance Capital Reserve Fund	3,493.75
30	Fire Dept Cap. Res. for Apparatus Replace.	25,000.00
31	Fire Dept Emergency Medical Training	1.00
34	Recycling Program	14,980.00
37	Drugs Are Dangerous	3,000.00
43	Conservation Land Purchase Cap. Res. Fund	10,000.00
45	Library Carpeting	3,500.00
46	Library Capital Reserve Fund	5,000.00
47	Library Shelving	2,800.00
48	Cross Roads House, Inc.	500.00
52	Retired Senior Volunteer Program	700.00

TOTAL SPECIAL ARTICLES	\$ 76,974.75
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GRAND TOTAL	\$ 2,129,617.75
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Bettie C. Oullette
Kingston Town Clerk

RECOUNT

On March 15, 1991, the following letter was received by the Town Clerk:

"To Town Clerk:

Please do a recount on the write in, for the ballots of 3/12/91; for Trustee of the trust fund position in the Town of Kingston, N. H. for 1 year.

(signed) Henry R. J. Chabot"

After receipt of this request, the following Order of Notice was issued by the Town Clerk:

"To: Electra L. Alessio, Moderator
Anne E. Varney, Write-in Candidate
Henry R. J. Chabot, Write-in Candidate
Peter E. Wilson, Sr., Selectman
Constino Alessio, Selectman
Stamatios Yiokarinis, Selectman

You are hereby notified in compliance with RSA Chapter 699:31 that there will be a recount of all ballots cast for Trustee of the Trust Fund (one year term) in the election of March 12, 1991, at 9:00 o'clock on the forenoon (9:00 A.M.) on Tuesday, March 19, 1991, at the Kingston Town Hall in the Conference Room.

(signed) Bettie C. Ouellette
Kingston Town Clerk"

RESULTS OF RECOUNT

On March 19, 1991 at 9:02 o'clock in the morning, the Recount took place at the Town Hall in the Conference Room. The Recount Board consisted of the Moderator, Electra L. Alessio; Town Clerk, Bettie C. Ouellette; Selectmen, Peter E. Wilson, Sr., Chairman, Constino Alessio and Stamatios Yiokarinis.

The ballots were brought from the Town Hall vault by the Moderator, the seal was broken and the Recount started. The following results were obtained and announced by the Moderator:

Anne Varney	17 *
Henry Chabot	14

The following people received one or two votes each: Ruth Albert,

Warren F. Ames, Jr., Marilyn Bartlett, Donald Briggs, Jr., David B. Butt, Walter S. Clark, David Conant, Jane Cover, Sharon Curtis,

Donald Eadie, William Eckel, William Harvey, Richard Heatherton, Edward Jervis, Jr., Mary Kanaly, George Leate, Lynne Merrill, Bettie Ouellette, Vincent Palumbo, James Rankin, Jacquelyn Russell, Richard Russman, Sue Schiller, Ed Spinney, Ruth Therrian, Barbara Whitcomb, Donna Winslow, Carroll Wright, Charlotte Wright and Stan Yiokarinis.

The Moderator declared that Anne Varney was still the winner.

The recount session adjourned at 9:25 A.M., and the sealed ballots were locked in the Town Hall vault by the Moderator and the Town Clerk.

Bettie C. Oulette
Kings-ton Town Clerk

TOWN OF KINGSTON, N. H.
MINUTES OF SPECIAL TOWN MEETING - JUNE 18, 1991

The Special Town Meeting was called to order at 10:00 A.M. by the Moderator, Electra L. Alessio, for the purpose of balloting on the adoption of an Amendment to the existing Kingston Industrial Zone.

The Town Clerk, Bettie C. Ouellette, broke the seals on the boxes of ballots, and the Moderator inspected the ballot boxes. The Assistant Moderator was James T. Rankin, Sr., and the Ballot Clerks were Holly Ouellette, Donna M. Grier, Carolyn R. Christie, Charles A. Bradley, Jr., Eleanor L. Childs and Ruth B. S. Albert. The Police Officers were Neil R. Parker, Sr. and Donald Briggs, Jr., and the Selectmen were Stamatios Yiokarinis, Peter E. Wilson, Sr. and Constino Alessio.

ARTICLE 1: "Are you in favor of the adoption of the Amendment to the existing Kingston Industrial Zone, as proposed by the Planning Board, which will change Section 4.80, Paragraph I, District Borders, sentence 1, to read as follows:

The district shall be the Town of Kingston Tax Map R-2, and the following parcels on Tax Map R-3: R3-13, and the portions of R3-3 and R3-4 that are 1000 feet east of a line parallel to the center-line of Route 125, and the following parcels of Tax Map R-4: R4-10, R4-16, R4-23 and the portions of R4-17 that abut the rear boundary of parcels R4-8-12 through R4-8-16 and that are east of a line that runs from the northeast corner of R4-8-16 to the southeast corner of R4-20.

The Planning Board approves this amendment to the Kingston Zoning Ordinance."

Notice was given that the Board of Selectmen had received a valid protest petition under RSA 675:5 so that a two third favorable vote was required to adopt the proposed change. There were 408 votes cast, including 11 absentee, and the article was defeated by 164 yes votes and 244 no votes.

Meeting was adjourned at 7:30 P.M. and the ballots were sealed and locked up in the Town Vault.

Bettie C. Ouellette
Town Clerk