

## MINUTES OF TOWN MEETING

MARCH 11, 2003

The Annual Town Meeting was called to order at 8:00 AM at the Town Hall by the Moderator, Electra L. Alessio, for the voting by secret ballot for the election of Town Officers, 20 regular Town articles and 1 Zoning article, as well as the voting for the election of officers of Sanborn Regional School District and the voting on 13 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 M. Grier, Jean M. Spinella, Deborah Nowak, Herbert Noyes, Holly Ouellette, Gloria M. Parsons, Mary Mercurio and Sandra Foy. The Police Officer was Donald W. Briggs, Jr. The final results were announced by the Moderator at 9:05 PM. The ballots were sealed and locked in the vault at 9:15 PM.

The total count was 1910, including 104 absentee ballots. 85 new voters were registered at the polls, bringing the total voters on the checklist to 3518. Total of all ballots was 9,550 (1910 x 5). The percentage voting was 54.

The following results were obtained:

### SELECTMAN FOR THREE YEARS

Peter V. Broderick	1013*
Brian Woodworth	686

### TOWN CLERK - TAX COLLECTOR FOR THREE YEARS

Bettie C. Ouellette	1702*
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### ROAD AGENT FOR THREE YEARS

Richard D. St. Hilaire	1628*
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### TRUSTEE OF TRUST FUNDS FOR THREE YEARS

Edmund J. Caillouette	1549*
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### POLICE OFFICERS FOR THREE YEARS

James M. Champion	1619*
Joel T. Johnson	1604*

### CONSTABLE FOR THREE YEARS

Peter P. Basler	1547*
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### LIBRARY TRUSTEES FOR THREE YEARS

John L. Chasse	1413*
Cathlen H. Daenz	1423*

### FIRE WARD FOR THREE YEARS

Richard G. Wilson	1522*
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### PLANNING BOARD FOR THREE YEARS

Marilyn B. Bartlett	1415*
Steve Briggs	1423*

### BUDGET COMMITTEE FOR THREE YEARS

Charles A. Hart	1344*
Natasha Leonard	1376*
Karen Rota	1310*
Gloria Parsons (Write-in)	30*

ARTICLE 2: The Town did not vote to raise and appropriate the sum of \$1,844,845 for the construction and original equipping of a new library, at Church Street, to include associated costs; not more than \$1,844,845 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 the Selectmen to take any other action or pass any other vote relative thereto. (The 20 year bond will have an estimated tax impact of .47 cents/\$1,000 for the first year and will be reduced to .24 cents/\$1,000 by the last year.) 3/5 ballot vote required.

### RECOMMENDED BY BOARD OF SELECTMEN RECOMMENDED BY BUDGET COMMITTEE

Yes 699	No 1183*
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ARTICLE 3: The Town voted to raise and appropriate the sum of \$3,086,194 which represents the operating budget. Said sum does not include special or individual articles. Should Article 3 be defeated, the operating budget shall be \$2,841,682 (the "default" budget).

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 943\* No 850

ARTICLE 4: The Town voted to authorize the Tax Collector to allow 1 ½ % deduction from Town Property Tax when payment is made within 30 days of billing.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 1737\* No 119

ARTICLE 5: PLEASE SEE ATTACHED

ARTICLE 5: DID NOT PASS

Final version voted December 17,

2002

TOWN OF KINGSTON

## ARTICLE I CASUAL SALES

### 1. Purpose

- 1.1 The Board of Selectmen, in an effort to recognize contemporary conditions and in full recognition of the standards imposed by the Zoning Ordinance of the Town of Kingston, recognize that certain commercial activities may appropriately occur on property within the Single Family Residential, Single Family Residential Agricultural and Rural Residential zoning districts and are not incompatible with the overall intent as set forth in the Zoning Ordinance, especially as that intent applies to the conduct of retail-type sales within those districts.
- 1.2 The Board of Selectmen is of the opinion that the defined casual sales uses and activities may be carried on in such districts by the resident/owner and not generally be construed as incompatible with the applicable zoning of the district.

### 2. Permitted sales

#### 2.1 Casual sales shall include:

- A. The casual sale of household and personal items of the resident/owner at his/her place of domicile.
  - (1) Any such sale to be limited for a total period of sixteen (16) hours over two (2) successive days. Such sales can take place two (2) times during one calendar year.
  - (2) The conditions of Section 3 below apply.
- B. Rummage sales and similar fundraising efforts conducted by nonprofit corporations registered with the New Hampshire Secretary of State, or other organization as in Subsection B (1) below.
  - (1) Organizations generally considered in this context are churches, church-related organizations, local and national service clubs and recognized service-orientated organizations.
  - (2) The conditions of Section 3 below apply.
- C. Casual sales of automobiles, trailers, boats and similar items of personal property.

- (1) Such personal property must be owned by the resident/owner or be of immediate family ownership, as evidenced by a title of registration. Only one (1) unregistered vehicle may be on the premises and offered for such casual sale at one time. (The laws relating to unregistered vehicles, junkyards, licensed dealers, etc., shall apply in all instances.)

- (a) A continuous offer for sale of different such items shall be inconsistent with the intent of casual sale and will not be permitted (being contrary to the zoning requirements).
- (b) Agents, dealers, brokers, and salesmen are specifically excluded from carrying out casual sales in their business capacity under these regulations.

3. Permit required

3.1 Such casual sales shall be subject to a permit:

- A. The fee for handling and filing, if any, shall be determined and established by the Board of Selectmen.
- B. The permit is non-renewable and non-transferable to another person or another address.
- C. The permit shall be issued by the office of the Board of Selectmen upon the payment of the fee, if any, and evidence of conditions **satisfied**.

4. Restrictions on advertising signs

Signs for display to advertise the specific sale are limited to two (2) single-faced or sided signs or one (1) two-faced or sided sign; signs shall be of reasonable size and in good taste. The size and locations are to be a part of the application and must be acceptable to the Board of Selectmen. Signs must not obstruct traffic view and shall be removed immediately after the sale has ended.

5. Appeals

Functions not herein defined, organizations not detailed and conditions or stipulations felt excessive may be appealed to the Board of Selectmen.

YES 880 NO 899

ARTICLE 6: The Town did not vote to authorize the Board of Selectmen pursuant to New Hampshire RSA Chapter 38, to establish a municipal water utility, to accept future dedications of water utility infrastructure and to acquire those portions of existing water utility, plant and property which the Selectmen judge to be suitable for establishing a municipal water utility. With the further understanding that any agreement to accept or acquire such plant or infrastructure shall either be paid for from monies appropriated for general government purposes, or alternately, in the Selectmen's discretion, any agreement to acquire or a determination of acquisition price shall be presented to a future Kingston Town Meeting for approval and ratification prior to final acquisition of water utility property. Requires a 2/3 vote.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 854 No 950\*

ARTICLE 7: The Town voted to raise and appropriate \$75,000 to be placed in the expendable trust fund to repair, maintain and improve town buildings.

Note: This money will be used to bring the Town Hall into compliance with existing fire codes.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 1343\* No 530

ARTICLE 8: 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 BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 1179\* No 653

ARTICLE 9: The voters appropriated the sum of \$90,000 for the purchase of a new Highway Dump Truck with plow, wing and sander.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 1031\* No 836

ARTICLE 10: The Town voted to raise and appropriate the sum of \$14,700 for a regional Police Prosecutor. This amount represents Kingston's share.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 987\* No 786

ARTICLE 11: The Town voted to raise and appropriate the sum of \$365,000 to be added to the Land Acquisition Capital Reserve Fund. These funds to be used for the purchase of conservation easements and/or land located on Little River Road, Exeter Road and Willow Road. Further, to authorize the withdrawal of \$365,000 and authorize the Board of Selectmen to enter into Purchase and Sales Agreements and to accept deeds to accomplish the above.

These purchases will help to stabilize the tax base, maintain large tracts of land as such, and ensure that areas prime for development of additional multi-house subdivisions do not have significant impact on taxes for town services such as education, fire and police. These parcels are to be continued to be used as open space for agriculture or forestry.

Purchases will be made with an attempt to receive matching grants from Federal Farm and Rangeland Protection Program and any other grants that may be made available.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 1151\* No 660

ARTICLE 12: The Town voted to raise and appropriate the sum of \$7,000.00 for the purchase of four (4) acres, more or less, shown as Tax Map number R1, Lot 5, which adjoins part of the existing Kingston Town Forest, near Hunt Road, and authorize the withdrawal of \$7,000.00 from the Special Forest Maintenance Fund, pursuant to RSA 31:113 for this purpose. This additional parcel will make the total acreage of the Town Forest approximately 108 acres. A conservation easement shall provide that the parcel be used for sustainable forestry and open space. The forestry fund is made up of proceeds from timber sales on town owned land. This will not impact the tax rate.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 1375\* No 428

ARTICLE 13: The Town voted to raise and appropriate the sum of \$55,000 to be placed in the previously established Fire Department Capital Reserve Fund for Apparatus Replacement.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 1191\* No 611

ARTICLE 14: The Town voted to raise and appropriate the sum of \$19,000, and authorize the hiring of a full-time Firefighter/EMT for the Town of Kingston. This position would pay between \$13.50 and \$15.00/hour as deemed appropriate to the level of training and experience, plus benefits. The first year to be funded for \$19,000, including benefits.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 1207\* No 595

ARTICLE 15: The Town voted to raise and appropriate the sum of \$13,500 and allow the Selectmen to enter into a lease purchase agreement, with an escape clause, for the installation of an exhaust removal system at the Central Fire Station. Said sum to represent the first year of a 3 year lease purchase program with a total cost of \$40,500. The NH Dept. of Labor has given a written notice requiring us to address the air quality problem at Central Station.

BOARD OF SELECTMEN RECOMMENDS \$13,500  
BUDGET COMMITTEE RECOMMENDS \$13,500

Yes 1012\* No 782

ARTICLE 16: The Town did not vote to raise and appropriate the sum of \$75,000 to widen three bay doors on the Rockrimmon side of Central Station?

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 692 No 1083\*

ARTICLE 17: The Town did not vote to adopt the provisions of RSA 31:95-c to restrict 90% of the gross revenues from ambulance billing of residents, to the expenditures for the purpose of future repairs or replacement of the Kingston Fire Station. Such revenue and expenditures shall be accounted for in a special revenue fund known as the Kingston Fire Department Station Fund, separate from the general fund. Any surplus in said fund shall not be deemed part of the general fund accumulated surplus and shall be expended

only after a vote of the legislative body to appropriate a specific amount from said fund for a specific purpose related to the purpose of the fund or resource of revenue.

NOT RECOMMENDED BY BOARD OF SELECTMEN  
NOT RECOMMENDED BY BUDGET COMMITTEE

Yes 605      No 1156\*

ARTICLE 18: The Town did not authorize the creation of a part-time Recreation Coordinator, working 10 to 20 hours per week, 52 weeks/yr.. Stipend /wages shall not exceed \$450 per month, or \$5,400 annually. This person will seek out and secure available grant monies; conduct an updated survey of our Town's recreational needs and steer the Rec. Commission to provide wholesome, recreational activities serving the entire Kingston Community. This person shall report to the Board of Selectmen via the Recreation Commission. A complete job description is on file at the Town Hall. Further, since this position would begin 7/1/03, to raise and appropriate a six month stipend for calendar year 2003 at \$2,700.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 923      No 934\*

ARTICLE 19: The Town voted to raise and appropriate the sum of ten thousand dollars (\$10,000) to be added to the existing Kingston Recreation Capital Reserve Fund. Funds to be earmarked for the construction of new ballfields, tennis courts and basketball courts at the area known as the Kingston Fairgrounds.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 963\*      No 903

ARTICLE 20: The Town voted to raise and appropriate the sum of \$7,900.00 for the purpose of funding Family Mediation & Juvenile Services of Southern Rockingham County. The agency is a non-profit organization, and will provide the following services: Parent-Child Mediation, Peer Mediation, Community Service, Restitution, Youth and Parent participation in Anger-Management Courses, Youth and Parent participation in Substance Abuse Awareness Courses, Stop Shoplifting Courses, Tobacco Education and individually-tailored juvenile diversion contracts as mandated by Brentwood Family Court. Family Mediation & Juvenile Services of Southern Rockingham County is pleased to be celebrating its 20<sup>th</sup> anniversary!!! The Town of Kingston has participated in this program since the beginning in 1983!

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 1155\*      No 706

ARTICLE 21: The Town voted to send the following resolution to the New Hampshire General Court: Resolved, in its first two years of operation, the Land and Community Heritage Investment Program (LCHIP) has helped communities throughout New Hampshire preserve their natural, cultural and historic resources and, therefore, the State of New Hampshire preserve their natural, cultural and historic resources and, therefore, the State of New Hampshire should maintain funding for LCHIP in its next biennial budget.


Yes 1117\*      No 654

ARTICLE 22: The Town voted to raise and appropriate the sum of \$5,000 to help sustain current and future researched based prevention programs at the Sad Café serving the needs of local children, youth and families in the Sanborn and Timberlane School Districts. In addition to Kingston, the communities of Newton, Sandown, Plaistow and Danville are requested to raise equal amounts. Requested funds will help support a new half-time "Director of Community Programs" with Master of Social Work degree and known grant writing skills.

RECOMMENDED BY BOARD OF SELECTMEN  
RECOMMENDED BY BUDGET COMMITTEE

Yes 1132\*      No 717

Respectfully submitted,



Bettie C. Ouellette  
Kingston Town Clerk

#### RESULTS ON ZONING ARTICLE:

ARTICLE 5: Casual Sales      Yes 880      No 899\*