

MINUTES OF THE TOWN MEETING

MARCH 8th; MARCH 15th and MARCH 16th, 2005

To the Inhabitants of the Town of Gilmanton in the County of Belknap in said state, qualified to vote in Town Affairs:

You are hereby notified to meet at the Gilmanton School in said Gilmanton on Saturday, the Eleventh day of March 2005, next at 10:00 of the clock in the forenoon, to act upon the following subjects:

ARTICLE #1: To choose all necessary Town Officers for the year ensuing.
(See Results of Balloting for Town)

Saturday, March 12, 2005, the meeting was cancelled on Friday at 8:44 p.m. by Moderator, Mark Sisti, announced on WMUR, various radio stations and rescheduled for Tuesday, March 15, 2005 at 6:00 p.m.

Saturday, March 12, 2005 the following candidates arrived to the School at 9:00 a.m. to take the oath of office: Mark Sisti, Debra Cornett, Nate Abbott, Brian Forst, Harold McArdle, Nancy Stearns, John Dickey.

On Monday, March 14, 2005 the following candidates took the oath of office: Jackie Bosiak, Marion McIntyre, Cindy Houghton, Adrienne Dugal, Carol Mitchell, Walter Mitchell and David Sykie.

Tuesday, March 15, 2005, Moderator, Mark Sisti, called the meeting to order at 6:23 p.m. Daniel Webster was asked to lead the pledge of allegiance. Moderator Sisti recognizes those who have passed with a moment of silence. Mr. Sisti asks the body to recognize and pay tribute to those in our community serving in the armed forces defending our country home and overseas. He asks for those who have and are still serving to stand and be recognized so that we may all thank them. Resident Theodore A. Nelson stood and received an overwhelming round of applause in a show of sincere appreciation from the Gilmanton residents.

Before beginning, the moderator asks for the respect of all that speak. He lets the body know that we will deal with the articles in order. Mr. Sisti asks that whoever is speaking to announce their name clearly for the record. He also states that if there are amendments we will take one amendment at a time singly before moving on to the next motion. The moderator also reminds the body making reference to an RSA that allows the moderator to charge a dollar to those out of line. Laughter ensued and the moderator then continued with the meeting. Moderator Sisti states that if the meeting should go late, we will call the meeting at 11:00 p.m. and continue on, Wednesday, March 16, 2005, at 6:00 p.m. to resume and conclude the meeting so that no one feels as though they were rushed through the articles.

Mr. Sisti reads the results of balloting of Town Officials to the body and the results of the Planning Boards zoning articles on the ballot. He announces that due to a properly filed request for a recount of the Town's Article #2, the results could not yet be announced. The recount is to be held on Friday, March 18, 2005 at 6:30 p.m. All were welcomed to attend the recount.

Moderator Sisti addresses corrections to some of the articles, which will be addressed as he came to that article. He reminded all that amendments would be made one at a time; that there must be a second in order to discuss and if the amendment was withdrawn or the vote fails, we would go back to address the original article.

ARTICLE #2: Are you in favor of the adoption of a town ordinance proposed by the Gilmanton Planning Board as follows? To adopt a Growth Management Ordinance in order to control residential growth in town. (The Planning Board **recommends** adoption of this amendment.)

(See Submitted Results of Recount)

ARTICLE #3: Are you in favor of the adoption of Amendment #1, proposed by the Gilmanton Planning Board, for the town Zoning Ordinance as follows? To allow subdivisions only on Class V or better roads, to regulate the issuance of building permits on Class VI roads, to prohibit the change in classification of a Class VI road to a Class V road unless it is approved by the voters at Town Meeting, and to impose requirements that must be met before a citizen may submit a petition to change the road status. (The Planning Board **recommends** adoption of this amendment.)

YES: 295 NO: 364 ARTICLE #3 FAILS

ARTICLE #4: Are you in favor of the adoption of Amendment #2, proposed by the Gilmanton Planning Board, for the town Zoning Ordinance as follows? To increase the front setbacks for new subdivisions in the Rural and Conservation Zones to reduce the visual impact and retain the rural character in these areas. (The Planning Board **recommends** adoption of this amendment.)

YES: 324 NO: 336 ARTICLE #4 FAILS

ARTICLE #5: Shall we adopt the provisions of RSA 40:13 (known as SB2) to allow official ballot voting on all issues before the **Town of Gilmanton** on the second Tuesday of March? (BY PETITION)

YES: 261 NO: 398 ARTICLE #5 FAILS BY THE REQUIRED 3/5th MAJORITY

ARTICLE #6: Are you in favor of increasing the board of selectmen to 5 members? RSA 41:8-b (BY PETITION)

YES: 225 NO: 438 ARTICLE #6 FAILS

ARTICLE #7: To see if the Town will vote to raise and appropriate the sum of One Million Six Hundred Forty Eight Thousand and Forty-Two Dollars (1,648,042.00) for the purpose of building a New Police/Fire Safety Building on land owned by the Town located on NH Route 140 in Gilmanton Corners. Such 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 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 to pass any other vote relative thereto. This will be a 20-year bond. This article must be voted on by paper ballot and a 2/3's super majority is required. Polls must remain open for at least one hour. (Recommended by the Selectmen \$1,648,042.00; Recommended by the Budget Committee \$1,648,042.00).

Stan Bean **moved** \$1,648,042.00, as recommended by Budget Committee; **seconded** by Frank Bosiak.

Discussion ensued. Selectman, Nate Abbott explains how the article came to be with the committees' findings for the safety building. The figures with the scope and scale arrived through process of committee researching other towns and professionals for figures that are being proposed. Chief Boynton spoke at length to the article, trying to answer questions that have been asked of the committee by the community. Further discussion ensued.

Amendment offered by Robert G. Hyslop to table Article #7. NO SECOND.

Back to the original motion.

George Roberts clarifies speaks to explain ramifications of "tabling" the article. If tabled, no more discussion may ensue...

Moderator Sisti recognizes Stan Bean to explain the cost of the facility as being "turnkey".

Moderator asks Chief Robins, although not a resident, to speak as a guest to provide information and insight in regard to questions directed to the fire department. Lois Kaplain objects to Chief Robins speaking, as he is not a registered voter. Moderator allows Chief Robins to speak for the sake of information for discussion. He states if Article #7 passes, Article #8 will be withdrawn as that fire truck would be a bandage fix and he would rather wait to get what is needed rather than a temporary fix. Much more discussion ensued by the body. The committee was thanked for their hard work and dedication. Allen. Everett asked Selectmen of insurance liability with the current police station not being handicapped accessible. Mr. Roberts asks of total impact of Article #7 to our tax rate if it were to pass or fail. Mr. Bean answers with "...an approximate increase to the tax rate in the amount of \$1.13 with the safety building and an approximate increase of \$0.75 without the safety building if every article passed on the recommendation of the Budget Committee". Allan.A. Kingsbury, Sr. asks the Budget Committee of the impact of

What the coming School District's budget would be if all the school articles were passed. Mr. Bean states that the schools impact to the tax rate, if all passes would be \$1.45.

Trish Brown states she would rather vote and fund a school over a safety building. Steve Goddard speaks to the importance of the building being a good buy now verse what it would be 20 years down the road. Brenda McBride speaks in support of the facility and the importance of having the facility. She tells people they might have to bring in the laundry and if it passes they can bring their laundry to the Iron Works! Others contributing to the discussion were Mark McNamara, Ted Maltzie, Sharon Chadbourne, Jean Gagnon, Lee Dugal, Sean Lord, Gina Williams, Richard DeSeve and Sandra Littlefield.

Moderator opens the vote at 7:38 p.m. Ballot voting will be open for one hour.

Mr. Sisti called to order at 8:39 p.m. The results of the ballot vote for Article #7:

YES: 176 NO: 225

ARTICLE #7 FAILS BY THE REQUIRED 2/3rds SUPER MAJORITY VOTE.

ARTICLE #8: To see if the Town will vote to authorize the Selectmen to enter into a five (5) year lease purchase agreement totaling One Hundred Eighty-Eight Thousand Dollars (\$188,000.00) for the lease purchase of a new fire attack pump, to be placed in the Corners Station and to appropriate Forty Nine Thousand Fourteen Dollars (\$49,014.00) for the down payment and first year's lease payment by authorizing the withdrawal of Ten Thousand Dollars (\$10,000.00) from the Engine Replacement Capital Reserve Fund and to raise Thirty Nine Thousand Fourteen Dollars (\$39,014.00) by taxation. This article will be withdrawn if Article #7 passes. This lease purchase agreement does not include an escape clause. This article must be voted on by paper ballot and a 2/3's majority is required. Polls must remain open for at least one hour. (Recommended by Selectmen \$188,000.00; Recommended by Budget Committee \$188,000.00).

Moderator Sisti recognizes Fire Chief Timothy Robins before addressing Article #8. Chief Robins asks for the withdrawal of Article #8.

Nate Abbott **moves to withdraw** Article #8; **seconded** by Ella Jo Regan.

ARTICLE #8 WITHDRAWN AS MOVED. BY VOICE VOTE.

ARTICLE #9: To see what sum of money the municipality will vote to raise and appropriate for the support of Town Government and for the payment of statutory obligations of the Town for the 2005 fiscal year, as stated below, exclusive of all other warrant articles.

	BUDGET COMMITTEE	SELECTMEN
Selectmen	\$695,092	693,392
Police Dept.	361,649	361,149
Fire Dept.	387,117	402,117
Highway Dept.	761,444	774,324
Solid Waste	209,101	209,101
Building Dept.	<u>28,372</u>	<u>28,372</u>
TOTALS	2,442,775	2,468,455

Stan Bean **moves** \$2,442,775; **seconded** by Frank Bosiak

AMENDMENT: Allan Kingsbury **moves to amend** Highway Dept.'s Budget Committee's recommendation a reduction of \$5,000 bringing the amount to \$756,444; **seconded** by Janet Breton.

AMENDMENT PASSES BY VOICE VOTE.

Allan Kingsbury **moved** \$2,437,275 as amended; **seconded** by Janet Breton.

ARTICLE #9 PASSES AS AMENDED BY VOICE VOTE.

ARTICLE #10: To see if the Town will approve replacing fire truck 9E4 instead of 9E3, as had been suggested by Article 15 of the 2004 Town Meeting. Since the approval of that article to lease/purchase a new engine, 9E4 has unexpectedly gone out of service with serious mechanical and structural problems. (Recommended by Selectmen; Recommended by Budget Committee).

Stan Bean **moved** Article #10 as written; **seconded** by Ella Jo Regan.

Nate Abbott **moved to withdraw** Article #10; **seconded** by Ella Jo Regan.

ARTICLE #10 WITHDRAWN AS MOVED BY VOICE VOTE.

ARTICLE #11: To see if the Town will vote to raise and appropriate the sum of Three Hundred Fifty-Five Thousand Dollars (\$355,000.00) and to fund this appropriation by authorizing the acceptance of grants of Three Hundred Nineteen Thousand Five Hundred Dollars (\$319,500.00) from the Federal Fire Act Grant with the balance of Thirty Five Thousand Five Hundred (\$35,500.00) to be raised by taxation. Funding will allow the replacement of an attack engine with a 2300-gallon Pumper -Tanker. These funds will not be spent unless the grant is awarded. (Recommended by Selectmen \$355,000.00; Recommended by the Budget Committee \$355,000.00).

Stan Bean **moved** Article #11 as written; **seconded** by Frank Bosiak.

Nate Abbott **moves to withdraw** Article #11; **seconded** by Ella Jo Regan.

ARTICLE #11 WITHDRAWN AS MOVED BY VOICE VOTE.

ARTICLE #11A: To see if the Town will authorize the Selectmen to enter into a lease, of real property, with the Gilmanton Youth Organization (GYO) for a period of 99 years. The property is located at 182 Allens Mill Road and known as the GYO Park, tax map 43, lot 25. The specific terms and conditions of this agreement are to be determined by negotiation between the Selectmen and the Gilmanton Youth Organization.

Mary Goddard **moved** article as written; **seconded** by Janie Benson

AMENDMENT: Steven Snow **moved to amends** Article #11A to read “To see if the Town shall authorize the Selectmen to enter into a “Recreation Easement” agreement with the Gilmanton Youth Organization as originally drafted in 1999. The property is located at 182 Allens Mill Road and known as the GYO Park, Tax Map 43 Lot 25. Such agreement must be fully executed prior to any construction work being done for the salt/sand shed.” **seconded** by Jane Breton.

AMENDMENT PASSES BY VOICE VOTE.

ARTICLE #11A PASSES AS AMENDED BY VOICE VOTE.

ARTICLE #12: To see if the Town will vote to raise and appropriate the sum of One Hundred Ninety Eight Thousand One Hundred Eighty Nine Dollars (\$198,189) for the construction, site work and electrification of the new Salt and Sand shed at the GYO Park.

Building	\$158,189.00
Site Work	<u>40,000.00</u>
TOTAL	198,189.00

(Recommended by the Selectmen \$198,189.00; Recommended by the Budget Committee \$198,189.00).

Stan Bean **moved** Article #12; **seconded** by Frank Bosiak.

AMENDMENT #1- Janet Breton **moved to amend** Article #12 to read, “To see if the Town will vote to raise and appropriate the sum of One Hundred Ninety Eight Thousand One Hundred Eighty Nine Dollars (\$198,189) for the construction, site work and electrification of the new Salt and Sand Shed at the GYO Park. **This construction is subject to the GYO Park Terms and Conditions.**” **seconded** by Laurie Hemlin.

AMENDMENT #1 PASSES BY VOICE VOTE.

AMENDMENT #2- Janet Breton **moved to amend** the Building to \$50,000; **seconded** by Philip Ray.

AMENDMENT #2 WITHDRAWN by Janet Breton.

AMENDMENT #3- Janet Breton **moved to amend** to reduce the bottom line to \$50,000 a reduction of \$148,189; **seconded** by Paula Mcvey-Tarantino.

AMENDMENT #3 FAILS BY VOICE VOTE.

AMENDMENT #4- Susan Roberts **moved to amend** Article #12 to read after “terms and conditions...” “Said money will only be authorized to be spent if DES and regulatory requirement permits have been obtained”; **seconded** by Charles Mitchell.

AMENDMENT #4 WITHDRAWN by Susan Roberts.

AMENDMENT #5- Eric Muzzey **moved to amend** to reduce the total of the Site Work by \$40,000 bringing that line to zero (0.00); **seconded** by Steve Goddard.

AMENDMENT #5 FAILS BY VOICE VOTE.

ARTICLE #12 PASSES AS AMENDED BY AMENDMENT #1 BY VOICE VOTE.

ARTICLE #13: To see if the Town will vote to raise and appropriate the sum of Forty Five Thousand Dollars (\$45,000.00) for the state mandated wetlands reclamation of the old salt and sand site on Currier Hill Rd. (Recommended by the Selectmen \$45,000.00; Recommended by the Budget Committee \$45,000.00).

Stan Bean **moved** \$45,000.00 as written; **seconded** by Nancy Stearns.

ARTICLE #13 PASSES BY VOICE VOTE.

ARTICLE #14: To see if the Town will vote to raise and appropriate the sum of One Hundred Thirty Eight Thousand Five Hundred Dollars (\$138,500.00) to be deposited in the following Capital Reserve Accounts:

	SELECTMEN	BUDGET COMMITTEE
Cap. Res. Bridges	\$ 5,000.00	\$ 5,000.00
Cap. Res. Highway Sanders	2,500.00	2,500.00
Cap. Res. Amb. Replacement	20,000.00	20,000.00
Cap. Res. Fire Eng Replacement	61,000.00	61,000.00
Cap. Res. Hwy Salt/Sand Shed	<u>50,000.00</u>	<u>50,000.00</u>
TOTAL	\$138,500.00	\$138,500.00

(Recommended by the Selectmen \$138,500.00; Recommended by the Budget Committee \$138,500.00).

Stan Bean **moved** \$138,500.00 as written; **seconded** by Frank Bosiak.

AMENDMENT: Brett Currier **moved to amend** the line for Cap. Res. Hwy Salt/Sand Shed to (0.00) bringing the bottom line to \$88,500.00; **seconded** by Allan Kingsbury.

AMENDMENT PASSES BY VOICE VOTE.

ARTICLE #14 PASSES AS AMENDED BY VOICE VOTE.

ARTICLE #15: To see if the Town will vote to raise and appropriate the sum of Ninety Six Thousand Dollars (\$96,000.00) for the purchase of the new six wheel dump truck. This is the same amount that was approved for this purpose by vote of last year's Town Meeting. However, we were unable to complete the purchase at that time because the Department of Revenue Administration ruled that we had improperly changed the purpose of the article between the printing of the warrant and the taking of the vote. (Recommended by the Selectmen \$96,000.00; Recommended by the Budget Committee \$96,000.00).

Stan Bean moved \$96,000 as written; **seconded** by Frank Bosiak

ARTICLE #15 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #16: To see if the Town will vote to raise and appropriate the sum of Forty Eight Thousand Dollars (\$48,000.00) to be deposited into the following Non-Capital Reserve Accounts.

	SELECTMEN	BUDGET COMMITTEE
Non Cap Res. Court Cases	\$15,000.00	\$15,000.00
Non Cap Res. Hydrants	2,500.00	2,500.00
Non Cap Res. FD Tools/Equip	2,500.00	2,500.00
Non Cap Res. Welfare/ Gen Aide	10,000.00	10,000.00
Non-Cap Res. FD Mandated Testing	2,000.00	2,000.00
Non-Cap Res. Post Closure Testing	10,000.00	000.00
Non-Cap Res. Paramedic Intercep	1,000.00	1,000.00
Non Cap Res. Doc Restoration	5,000.00	000.00
Total	\$48,000.00	\$33,000.00

(Recommended by Selectmen \$48,000.00; Recommended by Budget Committee \$33,000.00).

Stan Bean **moved** \$33,000.00 as recommended by the Budget Committee; **seconded** by Mark Sawyer.

ARTICLE #16 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #17: To see if the Town will vote to establish the following new Non-Capital Reserve accounts and to raise and appropriate the sum of Forty Thousand Dollars (\$40,000.00) for deposit into those accounts as follows:

	SELECTMEN	BUDGET COMMITTEE
Non Cap Reserve PD Overtime	\$12,000.00	\$12,000.00
Non Cap Reserve FD Vehicle Repair	20,000.00	20,000.00
Non Cap Reserve FD Call Pay	<u>8,000.00</u>	<u>8,000.00</u>
TOTAL	\$40,000.00	\$40,000.00

(Recommended by the Selectmen \$40,000.00: Recommended by Budget Committee \$40,000.00).

Stan Bean **moved** \$40,000.00 as written; **seconded** by Frank Bosiak.

ARTICLE #17 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #18: To see if the Town will vote to raise and appropriate the sum of Forty Three Thousand Four Hundred Thirty Four Dollars (\$43,434.00) for the purchase of a new forestry truck for the Fire Department, and to fund this appropriation by authorizing the withdrawal of Twenty Five thousand Five Hundred Ninety Seven Dollars (\$25,597.00) from the Replace Forestry I Capital Reserve Fund, with the balance of Seventeen Thousand Eight Hundred Fifty Seven Dollars (\$17,857.00) to be withdrawn from the fund balance. (Recommended by the Selectmen \$43,434.00; Recommended by the Budget Committee \$43,434.00).

Stan Bean **moved** \$43,434.00 as written; **seconded** by Ella Jo Regan

ARTICLE #18 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #19: To see if the Town will vote to raise and appropriate the sum of Thirty Four Thousand Five Hundred Twenty Four Dollars (\$34,524.00) for the purchase of a new Fire Command Vehicle for the Fire Department, authorizing the Selectmen to withdraw \$1.00 from the Capital Reserve Fire Command Vehicle Fund, and to close out that account, with the balance of Thirty Four Thousand Five Hundred Twenty Three Dollars (\$34,523.00) to be raise by taxation. (Recommended by the Selectmen \$34,524.00; Recommended by the Budget Committee \$00.00).

Ella Jo Regan **moved** \$34,524.00; **seconded** by Nate Abbott.

AMENDMENT: Brett Currier **moved** to amend the total to \$12,000; **seconded** by Cheryl Stafford.

AMENDMENT PASSES BY VOICE VOTE.

ARTICLE #19 PASSES AS AMENDED BY VOICE VOTE.

ARTICLE #20: To see if the Town will vote to raise and appropriate the sum of Twenty Four Thousand Dollars (\$24,000.00) for the purchase of a Holomatro Rescue System, (jaws of life). A new system will replace the current Amkus system that is over 10 years old. The current system does not perform at acceptable current standards. (Recommended by the Selectmen \$24,000.00; Recommended by the Budget Committee \$24,000.00).

Stan Bean **moved** \$24,000.00 as written; **seconded** by Frank Bosiak.

ARTICLE #20 PASSES AS MOVED BY VOICE VOTE.

It now being 11:00 p.m., Moderator Sisti adjourned the meeting and announced to the body that the meeting will resume tomorrow night, March 16th, at 6:00 p.m.

Wednesday, March 16, 2005, Moderator, Mark Sisti, reconvened Town Meeting into session at 6:05 p.m. The body was asked to stand for the pledge allegiance that was led by David Geddes Sr.

ARTICLE #21: To see if the Town will vote to raise and appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the purchase of a 12 lead Cardiac Monitor. The 12 lead EKG Monitor will allow early and necessary intervention during a cardiac emergency. (Recommended by the Selectmen \$20,000.00; Recommended by Budget Committee \$20,000.00).

Stan Bean **moved** \$20,000 as written; **seconded** by Frank Bosiak.

ARTICLE #21 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #22: To see if the Town will raise and appropriate the sum of Twelve Thousand Dollars (\$12,000.00) in order for the Fire Department to plan and organize a multi agency exercise at the Gilmanton Elementary School involving a simulated act of Domestic Terrorism under the Emergency Management Prevention Grants, and to fund 50% of this appropriation from a State grant, and 50% from taxation. These funds will not be expended unless the grants are received. (Recommended by the Selectmen \$12,000.00; Recommended by Budget Committee \$0.00).

Dorothy Mongeon **moved** the article; **seconded** by Phylis Buchanan.

Ella Jo Regan **moved to withdraw** Article #22; **seconded** by Nate Abbott.

ARTICLE #22 WITHDRAWN AS MOVED BY VOICE VOTE.

ARTICLE #23: To see if the Town will raise and appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the purpose of installing 10 new dry hydrants at strategic locations throughout the Town, and to fund 50% of this appropriation from a State grant, and 50% from taxation. These funds will not be expended unless the grants are received. (Recommended by the Selectmen \$20,000.00; Recommended by the Budget Committee \$20,000.00).

Stan Bean **moved** \$20,000.00 as written; **seconded** by Frank Bosiak.

ARTICLE #23 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #24: To see if the Town will vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000.00) to fund paramedic training for a full-time employee. Prior to funding training, paramedic candidate would commit to a 3-year employment period to the Town of Gilmanton. The 3-year employment period would begin upon the successful completion and national registration as a Paramedic. (Recommended by the Selectmen \$10,000.00; Recommended by Budget Committee \$10,000.00).

Stan Bean **moved** \$10,000 as written; **seconded** by Frank Bosiak.

AMENDMENT: Theodore Maltzie **moved** to amend Article #24 to read "...candidate would commit to a 5-year employment..." instead of "3"; **seconded** by Betty Ann Abbott.

AMENDMENT FAILS BY VOICE VOTE.

ARTICLE #24 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #25: To see if the Town will vote to raise and appropriate the sum of Eighteen Thousand Dollars (\$18,000.00) to complete the re-shingling of the Old Town Hall roof. Funds previously appropriated were only enough to complete half the project. (Recommended by the Selectmen \$18,000.00; Recommended by the Budget Committee \$18,000.00).

Stan Bean **moved** \$18,000 as written; **seconded** by Frank Bosiak.

ARTICLE #25 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #26: To see if the Town will raise and appropriate the sum of Fourteen Thousand Dollars (\$14,000.00) to pave the Gilmanton Iron Works Fire Station Parking Lot and to fund this appropriation by authorizing the withdrawal of all funds, including interest, from the Iron Works Fire Station Paving Capital Reserve Fund (approximately \$2,895.00), closing that account, with the balance to come from taxation. (Recommended by the Selectmen \$14,000.00; Recommended by the Budget Committee \$14,000.00).

Stan Bean **moved** \$14,000 as written; **seconded** by Frank Bosiak.

ARTICLE #26 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #27: To see if the Town will vote to raise and appropriate the sum of Three Thousand Fifty Dollars (\$3,050.00) for the annual salary increase for the elected position of Town Clerk/Tax Collector for the Town of Gilmanton. (Recommended by Selectmen \$3,050.00; Recommended by the Budget Committee \$3,050.00).

Stan Bean **moved** \$3,050.00 as written; **seconded** by Frank Bosiak.

Moderator Sisti recognizes Edward “Joe” Hickey. Mr. Hickey expresses how difficult it is to read a personal statement and speak in front of a large group...Mr. Hickey gave a heartfelt speech in support of the raise for Debra. Debra was speechless...

ARTICLE #27 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #28: To see if the Town will vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000.00) for the purchase of fire hose. This will allow for the new pumper-tanker due to arrive in early February 2005 to have the complement of fire hose needed to be fully functional. This will also allow us the ability to replace hose as needed for all apparatus. (Recommended by Selectmen \$10,000.00; Recommended by Budget Committee \$10,000.00).

Stan Bean **moved** \$10,000.00 as written; **seconded** by Frank Bosiak.

ARTICLE #28 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #29: To see if the Town will raise and appropriate the sum of Eight Thousand Dollars (\$8,000.00) to be deposited into the following Non-Capital Reserve Funds as follows;

	SELECTMEN	BUDGET COMMITTEE
Non Cap Res Office Equip	\$2,000.00	\$2,000.00
Non Cap Res Insurance Ded	2,000.00	2,000.00
Non Cap Res Title/Survey	<u>4,000.00</u>	<u>4,000.00</u>
TOTAL	\$8,000.00	8,000.00

(Recommended by Selectmen \$8,000.00; Recommended by Budget Committee \$8,000.00)

Stan Bean **moved** \$8,000.00 as written; **seconded** by Frank Bosiak.

ARTICLE #29 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #30: To see if the Town will vote to raise and appropriate the sum of Seven Thousand Four Hundred Eighty Eight Dollars (\$7,488.00) for the purpose of purchasing a new base radio for the Police Department. These funds will be reimbursed by a State grant that was applied for and we have been notified by the State that we have received approval. This article will not impact the tax rate. (Recommended by Selectmen \$7,488.00; Recommended by the Budget Committee \$7,488.00).

Stan Bean **moved** \$7,488.00 as written; **seconded** by Frank Bosiak.

ARTICLE #30 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #31: To see if the Town will vote to raise and appropriate the sum of Four Thousand Dollars (\$4,000.00) for Highway Safety Grants listed below. These grants are for salaries for the following details and will be reimbursed at 100% from the State. These funds will not be expended unless the grants are received.

Speed Detail	\$2,000.00
DWI Detail	<u>2,000.00</u>
Total	\$4,000.00

(Recommended by Selectmen \$4,000.00; Recommended by Budget Committee \$4,000.00).

Stan Bean **moved** \$4,000.00 as written; **seconded** by Frank Bosiak.

ARTICLE #31 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #32: To see if the Town will vote to raise and appropriate the sum of Five Thousand Five Hundred Dollars (\$5,500.00) for ATV enforcement Grant. These grants are for salaries for officers doing ATV enforcement and will be reimbursed at 100% from the State of New Hampshire. These funds will not be expended unless the grants are received. (Recommended by Selectmen \$5,500.00; Recommended by Budget Committee \$5,500.00).

Stan Bean **moved** \$5,500.00 as written; **seconded** by Frank Bosiak.

ARTICLE #32 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #33: To see if the Town will vote to allow the Selectmen to accept as a gift a parcel of land known as Map 57, Lot 69-00 consisting of .5 acres located on Province Road at the intersection of Bunker Lane so that the Selectmen may layout a new entrance to Bunker Lane for safer access on to Province Road. This gift will be from George and Lura McClary.

Phylis Buchanan **moved** the article as written; **seconded** by Cheryl Stafford

ARTICLE #33 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #34: To see if the Town will vote to add the following two Town-owned conservation lots:

Tax Map 27 Lot 48-03 (Willowgrass Conservation Land) of 25.16 acres and
Tax Map 27 Lot 43 (Howard Road Conservation Land) of 18.38 acres

to the Elizabeth R (Betty) Smithers Town Forest, Tax Map 27, Lot 53 presently consisting of 210.68 acres.

Nancy Mitchell **moved** article as written; **seconded** by Cheryl Stafford.

ARTICLE #34 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #35: To vote to authorize a boundary line adjustment between the Town of Gilmanton and Alan W. & Cynthia L. Brock of 174 Sargent Rd. This is also known as Map 13, Lot 15 and Map 13, Lot 15-04 consisting of a .395-acre land transfer. This is to correct an encroachment on Town land that occurred in a prior period of ownership. (Recommended by the Selectmen).

Nate Abbott **moved** article as written; **seconded** by Ella Jo Regan.

ARTICLE #35 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #36: To see if the Town will vote to sell, by public auction, Town owned non-conforming lots in Sawyer Lake, to abutters only and merge with currently owned lots, the following twelve (12) lots.

Tax Map	10-02-14	.13 acre Ash Ave.
Tax Map	10-03-50	.14 acre Berry Ave.
Tax Map	10-03-63	.14 acre Berry Ave.
Tax Map	11-02-20	.14 acre Birch Ave.
Tax Map	12-03-25	.14 acre Peach Ave.
Tax Map	12-03-33	.28 acre Peach Ave.
Tax Map	14-04-74	.14 acre Deer Dr.
Tax Map	14-05-54	.14 acre Orange Ave.
Tax Map	14-05-56	.36 acre Orange Ave.
Tax Map	23-01-30	.14 acre Beaver Dr.
Tax Map	23-01-31	.10 acre Hemlock Dr.
Tax Map	28-01-11	.14 acre Deer Dr.

Ella Jo Regan **moved** the article as read; **seconded** by Nate Abbott.

AMENDMENT: George Roberts **moved to amend** to strike out words ... “to abutters only and merge with currently owned lots”...; **seconded** by David Russell.

AMENDMENT FAILS BY VOICE VOTE.

ARTICLE #36 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #37: To see if the Town will vote to convey to Sawyer Lake Village District, with restrictions for conservation purposes, the following eight (8) lots for non-residential use.

Tax Map	10-02-58	.15-acre Willow Ave.
Tax Map	10-02-86	.18 acre Spruce Ave.
Tax Map	10-02-88	.14 acre Spruce Ave.
Tax Map	10-03-23	1.20 acres Locust Ave.
Tax Map	12-02-37	.28 acre Sapwood Ave.
Tax Map	12-02-66	.14 acre Brook Ave.
Tax Map	12-02-71	.25 acre Brook Ave.
Tax Map	23-04-00	.04 acre Off Fox Dr.

Carolyn Baldwin **moved** the article as written; **seconded** by Ella Jo Regan

ARTICLE #37 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #38: To see if the Town will vote to sell, by public auction, Town owned non-conforming lots in Shellcamp to abutters only and merge with currently owned lots, the following seven (7) lots.

Tax Map	47-65-00	.14 acre Montauk Way
Tax Map	47-69-00	.14 acre Mohegan Tr.
Tax Map	47-81-00	.15 acre Malecite Ln.
Tax Map	48-66-00	.18 acre Lakeshore Dr.
Tax Map	48-138-00	.16 acre Bullhorn Dr.
Tax Map	67-15-00	.15 acre Flintlock Cir.
Tax Map	47-05	.16 acre Lakeshore Dr.

Phylis Buchanan **moved** the article as written; **seconded** by Nate Abbott.

AMENDMENT: Nancy Mitchell **moved to amend** the article by adding the following, "...and tax map 47-05 to be sold with restrictions to an abutter only and merged with a currently owned lot."; **seconded** by Cheryl Stafford.

AMENDMENT PASSES BY VOICE VOTE.

ARTICLE #38 PASSES AS AMENDED BY VOICE VOTE.

ARTICLE #39: To see if the Town will vote to retain, as conservation land or recreational land the following fifteen (15) lots.

Tax Map	10-02-64	.15 acre Fir Ave.
Tax Map	10-03-72	.35 acre Plum Ave.
Tax Map	14-04-19	.14 acre Hemlock Dr.
Tax Map	45-13-00	1.01 acres Intervale Dr.
Tax Map	46-37-00	.25 acre Valley Shore Dr.
Tax Map	46-72-00	.08 acre Meadow Pond Rd.
Tax Map	47-58-00	.41 acre Montauk Way
Tax Map	47-144-00	.41 acre Musket Tr.
Tax Map	47-146-00	.55 acre Musket Tr.
Tax Map	47-163-00	.14 acre Warbonnet Ln.
Tax Map	47-166-00	.16 acre Warbonnet Ln.
Tax Map	47-189-00	.16 acre Buck Ln.
Tax Map	47-196-00	.14 acre Tamarack Tr.
Tax Map	47-198-00	.28 acre Tamarack Tr.
Tax Map	48-122-00	.62 acre Flintlock Cir.

Phylis Buchanan **moved** the article as written; **seconded** by Nate Abbott

AMENDMENT #1: Peter Pinckney **moved to amend** to strike “or” and change to “and”; **seconded** by George Roberts.

AMENDMENT PASSES BY VOICE VOTE.

AMENDMENT #2: Dorothy Mongeon **moved to amend** to strike “and recreational land”...; **seconded** by Nancy Stearns.

AMENDMENT #2 TOO CLOSE TO CALL BY VOICE VOTE.

Moderator Sisti asks for a hand count.

HAND COUNT RESULTS: **YES: 74 NO: 35**

AMENDMENT PASSES BY HAND COUNT.

ARTICLE #39 PASSES AS AMENDED BY AMENDMENT #2 BY VOICE VOTE.

ARTICLE #40: To see if The Town will vote to sell, by public auction, Town owned lots to abutters only and merge with currently owned lots with restrictions, the following three (3) lots.

Tax Map	15-09-07	2.50 acres	Places Mill Rd.
Tax Map	15-09-08	3.10 acres	Off Guinea Ridge Rd.
Tax Map	25-08-00	.80 acres	Off Province Rd.

Nate Abbott **moved** article as written; **seconded** by Ella Jo Regan.

ARTICLE #40 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #41: To see if the Town will vote to sell, by public auction, Town owned lots to abutters only with restrictions, the following three (3) lots.

Tax Map	35-19	4.10 acres	NH RT 140
Tax Map	60-65	5.20 acres	Geddes Rd.
Tax Map	63-09	48.00 acres	Griffin Rd.

Nate Abbott **moved** the article as written; **seconded** by Ella Jo Regan.

AMENDMENT: George Roberts **moved to amend** the article to read, “To see if the Town will vote to sell, by public auction, Town owned lots to abutters only with restrictions, the following two (2) lots. Tax Map 35-19... and Tax Map 60-65... and to sell by public auction 63-09, 48 acres Griffin Rd.”; **seconded** by Robert Richards.

AMENDMENT PASSES BY VOICE VOTE.

ARTICLE #41 PASSES AS AMENDED BY VOICE VOTE.

ARTICLE #42: To see if the Town will vote to sell, by public auction, the following four (4) lots.

Tax Map	13-23-07	5.96 acres	Sawtooth Rd.
Tax Map	22-15-00	4.70 acres	Canaan Rd.
Tax Map	29-28	2.02 acres	Middle Rt.
Tax Map	39-21	7.90 acres	Mountain Rd.

George Roberts **moved** article as read; **seconded** by Brett Currier.

ARTICLE #42 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #43: To see if the Town will vote to sell, by public auction, Tax Map 43-131, 4.05 acres, off Meadow Pond Road, to abutters only and to be merged.

Janie Benson **moved** article as written; **seconded** by Nate Abbott.

ARTICLE #43 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #44: To see if the Town will vote to sell, by public auction, Tax Map 56-29, 17 acres, Loon Pond Road, with restrictions.

Ella Jo Regan **moved** article as written; **seconded** by Dorothy Mongeon.

AMENDMENT: George Roberts **moved to amend** to remove "..., with restrictions"; **seconded** by Brett Currier.

AMENDMENT WITHDRAWN by George Roberts.

Stan Bean **moved** to withdraw the Article; **seconded** by Cheryl Stafford.

ARTICLE #44 WITHDRAWN AS MOVED BY VOICE VOTE.

ARTICLE #45: To see if the Town will vote to retain Tax Map 32-78, 2.5 acres, Pine Circle, for future drinking water resource land.

Nate Abbott **moved** article as written; **seconded** by Ella Jo Regan

AMENDMENT: Doug Isleib **moved to amend** the article to read, "To see if the Town will vote to sell by public auction 32-78, 2.5 acres, Pine Circle with a restrictions for future drinking water resources."; **seconded** by Garret Graaskamp.

AMENDMENT FAILS BY VOICE VOTE.

ARTICLE #45 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #46: To see if the Town will vote to retain Tax Map 63-74, 0.10 acre, Pancake Hill Road for highway department use.

Nate Abbott **moved** article as written; **seconded** by Ella Jo Regan.

ARTICLE #46 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #47: To see if the Town will vote to accept a deed to the Buzzell Cemetery, from the Buzzell Cemetery Association, at which time the cemetery will become a municipal cemetery for which the Cemetery Trustees have control of the sale of lots and maintenance.

Nate Abbott **moved** article as written; **seconded** by Ella Jo Regan

ARTICLE #47 PASSES AS MOVED BY VOICE VOTE.

ARTICLE #48: Are you in favor of changing the method of Zoning Board membership to be “elected” as per the prescribed process in RSA 673:3(I), RSA 673:3(II) and RSA 669 in place of the current method of the membership being “appointed”? (By Petition)

This article received a petition by the required minimum of 5 voters for a secret ballot vote according to RSA40:4-a at the beginning of Town Meeting on Tuesday, March 15th.

Brett Currier **moved** the article as written; **seconded** by Michael Teunessen.

After moderate discussion on the article by many both for and against, the Moderator moved the article to a secret ballot vote.

RESULT OF BALLOT VOTE: **YES: 50 NO: 85**

ARTICLE #48 FAILS BY BALLOT VOTE.

ARTICLE #49: To see if the Town will vote to direct the Selectmen to abide by RSA 72:23, and to do so in the best interests of the taxpayers of the Town.

WHEREAS, RSA 72:23 (Persons and Property Liable to Taxation), ensures that each claim for tax exemption from religious, educational, or charitable organizations are received on or before April 15, and further ensures that the required Annual List of the applicant's real estate and personal property is fully itemized pursuant to RSA 72:23-c.

WHEREAS, under the provisions set forth in RSA 72:23, ensure that all real estate and personal property that is claimed for tax exemption is carefully reviewed by the Board of Selectmen and a determination is made annually to either grant or deny any tax exemption, whether the exemption is made in part or in full.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Selectmen of Gilmanton are hereby directed to exercise their authority pursuant to RSA 72:23 to actively pursue either full or partial taxation, and enter into negotiations for a voluntary payment in lieu of taxes pursuant to RSA 72:23-n where possible. (By Petition).

Peter Pinckney **moved** the article as written; **seconded** by Steven Morin.

ARTICLE #49 FAILS BY VOICE VOTE.

ARTICLE #50: To see if the Town will vote to direct the Board of Selectmen to negotiate with the Daniel Webster Council, Inc. BSA, on an annual basis, to receive a payment in lieu of taxes.

WHEREAS, RSA 72:23-n authorizes the Board of Selectmen to enter into negotiations for a voluntary payment in lieu of taxes from otherwise fully or partially tax exempt properties, and may accept from such properties a voluntary payment in lieu of taxes.

WHEREAS, RSA 72:23-c authorizes the Board of Selectmen to grant or deny tax exemptions to religious, educational, and charitable organizations and to request such materials concerning the organization seeking exemption including its organizational documents, nature of membership, functions, property and the nature of that property, and such information as shall be reasonably required to make determinations of exemption of property.

WHEREAS, RSA 72:23-c authorizes the Board of Selectmen to deny exemption if such application is received after April 15 of each year, and further stipulates that the Board of Selectmen are not to grant any exemption if such application is received after the local tax rate has been approved for that year.

WHEREAS, RSA 72:23-c (Annual List) requires that every religious, educational, and charitable organization shall annually, on or before April 15, file a list of all real estate and personal property owned by them on which exemption is claimed, upon a form prescribed and provided by the Board of Tax and Land Appeals, with the Selectmen.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Selectmen of Gilmanton are hereby directed to ensure that an annual payment in lieu of taxes is made to the Town of Gilmanton, By Daniel Webster Council Inc., with the following stipulation:

- A) The minimum amount of annual payment in lieu of taxes to be negotiated and calculated as follows:

The current assessed value of all of real estate and personal property for which exemption is claimed, multiplied by the Town (Municipal) portion of the previous year's tax rate.

WHEREAS, an example of calculating the 2005 payment would be: current assessed value of \$7,083,800 /1000= \$7,083.80 x Town portion of 2004 tax rate at \$3.75/\$1000=**\$26,564.00 TOTAL PAYMENT IN LIEU OF TAXES.**

- B) If the aforementioned annual payment in lieu of taxes is not paid, then the Board of Selectmen will challenge the exempt status of Daniel Webster Council Inc., by issuing a tax bill. (BY PETITION)

Peter Pinckney **moved** article as written; **seconded** by Janie Benson

Peter Pinckney speaks to explain the article. Many voters stand to speak against the article. The Moderator allows Michael Kaufman, Scout Executive from Georgia to speak. He speaks against the article and describes in detail the mission of the boy scouts.

ARTICLE #50 FAILS BY VOICE VOTE.

ARTICLE #51: To hear the reports of any Committees chosen and pass any votes relative thereto.

The entire body **moved to adjourn; seconded** by the entire body.

Moderator Mark Sisti adjourns Town Meeting at 11:38 p.m.

Respectfully Submitted,

Debra A. Cornett
Town Clerk/Tax Collector

A true copy, attest.