

# Warner Town Clerk

PO Box 265 5 East Main Street  
Warner New Hampshire 03278  
Phone: (603) 456-2298 Ext-5 Fax: (603) 456-3576

Office Hours: Mon, Tues, Wed, Thurs,  
8:00 – 3:00 PM  
& Tues Eves: 5 – 7:00 PM

**MARCH 13, 2007**

## **MINUTES OF THE ANNUAL WARNER TOWN MEETING**

### **Article 1. To choose Town Officers for the ensuing year.**

#### **For Selectman for Three Years**

David E. Hartman 440

#### **For Budget Committee for Three Years**

Michael D. Cutting 445

John Warner 446

#### **For Almoners of Foster & Currier Funds for Three Years**

Jere Henley 518

#### **For Chandler Reservation Committee for Four Years**

Allison Mock 513

#### **For Trustees of Town Cemeteries for Three Years (Two Positions)**

Anna M. Allen 385 \*

Howard Kirchner 177

Donald H. Wheeler 303 \*

#### **For Trustee of Pillsbury Free Library for Three Years**

Laura Milliken 464

Aaron J. Olszewski 430

Hugh Wilkerson 429

#### **For Trustee of Pillsbury Free Library for One Year**

Anna Allen 6 \*\* Accepting

Ty Houston 6

#### **For Trustee of Trust Fund for Three Years**

Cynthia Dabrowski 3

Lynn Perkins 3 \*\* Accepting

## **ZONING ORDINANCE AMENDMENTS**

### **QUESTION 2. YES 259 NO 297**

**Are you in favor of amendment to Warner Zoning Ordinance, Article III, Definitions, "Building" as follows:** means any combination of materials, whether permanent or temporary, having a roof or other overhead covering and used for the shelter, covering, or enclosure of any persons, animals or property.

### **QUESTION 3. YES 288 NO 259**

**Are you in favor of amendment to Warner Zoning Ordinance, Article III, Definitions, "Home Occupation" item g. as follows:** employs not more than the equivalent of one full time (40 hours) person not dwelling in the home and [continues to item h.]

### **QUESTION 4. YES 272 NO 274**

**Are you in favor of amendment to Warner Zoning Ordinance, Article III, Definitions, "Home Occupation" item h. as follows:** utilizes an area of not more than twenty-five percent (25%) of the total floor area of the dwelling, including any functional basement and accessory buildings.

### **QUESTION 5. YES 323 NO 222**

**Are you in favor of amendment to Warner Zoning Ordinance, Article III, Definitions, "Major Subdivision" follows:** means any subdivision, which creates four (4) or more lots or a minor subdivision for which a request for further subdivision is received within a 5-year period of the date of approval of minor subdivision.

**QUESTION 6.**            YES 315 NO 221

**Are you in favor of amendment to Warner Zoning Ordinance, Article III, Definitions, "Structure" as follows:** that which is built or constructed

**QUESTION 7.**            YES 304 NO 209

**Are you in favor of the replacement of Warner Zoning Ordinance, Article IV, General Provisions, B. as follows:** Refer to Earth Excavation Regulations adopted November 8, 2006.

**QUESTION 8.**            YES 297 NO 244

**Are you in favor of amendment to Warner Zoning Ordinance, Article IV. General Provisions, P. as follows:** No new Home Occupation may be conducted or Existing Home Occupation expanded without first obtaining a Use Permit from the Board of Selectmen. In addition to meeting the definition set forth in Article III, the applicant must agree to and demonstrate compliance with each of the following conditions in order to receive a Use Permit for a Home Occupation

**QUESTION 9.**            YES 196 NO 375

**Are you in favor of amendment to Warner Zoning Ordinance, Article XI, Commercial District C-1, F., as follows:** The maximum footprint for shops, restaurants, and other retail and service establishments shall be 20,000 square feet. Where more footprint area is required, multiple buildings may be grouped on the same lot up to a maximum footprint of 40,000 square feet, with no one building footprint to exceed 20,000 square feet

**QUESTION 10.**           YES 242 NO 288

**Are you in favor of the deletion of Article XVII Board of Adjustment, E. 2. a. – h., of the Warner Zoning Ordinance as follows:**

2. In granting a Special Exception, the Board of Adjustment may attach appropriate conditions to assure that the general criteria can be met and enforced, including but not limited to:
  - a. Increasing setback and yard dimensions, which are greater than the minimum requirements.
  - b. Modifications of the external features of the building or structures, and limiting the lot coverage or building height and dimensions.
  - c. Requiring suitable landscaping, screening and maintenance or restoration of natural buffer areas where necessary to reduce noise and glare.
  - d. The removal or modification of non-conforming uses, signs, buildings, or structures.
  - e. Professional or technical studies or the funding thereof, for the purpose of monitoring compliance of specific elements regarding the site, and to
  - f. Verify the impact of the use on municipal services, traffic, and public safety, noise, air quality, and ground and surface water quality.
  - g. Limiting the number of occupants and methods of the time of operation of the proposed use.
  - h. Specifying the numbers and locations of driveways, and accesses for the requested use and property.
  - i. Reducing the number, size and illumination of signs.

**QUESTION 11.**           YES 246 NO 274

**Are you in favor of amendment to Warner Zoning Ordinance, Table I, Use Regulations, Accessory Uses, 1. as follows:** Home occupation not involving the on lot full time (40 hours) employment of persons not dwelling in the home

**QUESTION 12.**           YES 351 NO 190

**Are you in favor of amendment to Warner Building Code Ordinance, Article II, A. 1., as follows:** Town of Warner Building Code means the adoption by reference of the International Building Code 2000, the International Plumbing Code 2000, the International Mechanical Code 2000, the International Energy Conservation Code 2000, and the International Residential Code 2000, as published by the International Code Council, and the National Electric Code 2002, except where more stringent codes already apply.

**QUESTION 13.**           YES 398 NO 148

**Are you in favor of the amendment to Warner Building Code, Article II, B. 1.a. as follows:** Manufactured housing must meet the federal minimum property standards for single-family dwellings and the most recent revision of the mobile home construction safety standards as published by the Department of Housing and Urban Development.

## **ADJOURN TO WEDNESDAY, MARCH 14, 2007 AT 7:00 P.M.**

Moderator Raymond Martin introduced himself and opened the 2007 Warner Annual Town meeting at 7:00 PM, Wednesday, March 14, 2007 in the main room of the Warner Town Hall, 5 East Main Street, Warner, New Hampshire. The pledge of allegiance followed the invocation by Reverend J. Bodine, United Church of Warner.

David Carroll was called on to present the Dedication of the Town Report to Emily "Mae" George.

Mr. Carroll began by joking that this was as close to Oscar night as he would get. He said he was very pleased personally and knows it means "the world" to Mae. He said she has worked very hard for many, many years and if the Town ever goes bankrupt, it won't be because of the librarian salaries! He said he had the honor of being a Library Trustee when he was first in town and when using the word "dedication" he is so pleased that it is now used to honor Mae who truly is dedicated, innovative and strong willed. He thanked her very much for all she has contributed.

Mr. Carroll also mentioned Mae's husband Irving "Sonny" George who worked very hard to keep the library sidewalk clean, saying it was usually, "the only one you could walk on after a snowstorm without falling down." He thanked the townspeople for honoring Mae saying, "She kept the light flickering when things were very dark." He asked if she would like to say, "Hello".

The audience stood in loud applause. Mrs. George thanked everyone very much.

Next, the Moderator called on Allan Brown, Director of Public Works and Chairman of the Board of Selectmen, David Hartman, for a presentation to Phil Rogers, member of the highway department, who had retired in February 2007 after 25 years of service to the Town.

Although Mr. Rogers was not in attendance, Selectman Hartman told the audience that Mr. Rogers had been Warner's Superintendent of the Public Works Department, as well as its Foreman. He spoke about the expertise Mr. Rogers had in operating highway equipment, how impressive it was to watch him, his outstanding ability as a highway worker, as someone managing the projects at the highway department and as a backup to the current Director of Public Works.

Selectman Hartman held up and read the inscription on the plaque to be presented to Mr. Rogers: *Presented to Philip Rogers in appreciation and recognition for the 25 years of dedicated service as a member of the Warner Public Works Department.* The audience responded with applause.

The Moderator announced the results of the previous day's voting. (Listed at the beginning of this report.) The total turnout was 28% or 585 voters. Moderator Martin thanked all the candidates and those involved in the election.

Moderator Martin next stated the rules for the meeting: speakers will "talk to the issue", talk to the Moderator when speaking, use the microphone and state your name when speaking, maintain a civil tone and wait your turn to speak, a paper ballot request will require five sponsors and will apply to that question only, Moderator will read the article, ask for a Motion to Move the Article and then a Second, Moderator will recognize an initial presenter for a brief explanation limited to ten minutes followed by comments and questions limited to three minutes, second time speakers will come after first time speakers, hands up that are recognized when a Motion to Move the Question is made will be allowed to speak, an "up or down vote" will follow a Motion to Move the Question.

Chairman of the Board of Selectmen, David E. Hartman, gave a "State of the Town" presentation, with highlights of the past year and a preview of some 2007 projects:

1. On the last page of the Town Report is a volunteer form that people were asked to utilize
2. First full year for a Town Administrator in Warner, Laura Buono
  - a. started in November 2005
  - b. her service is appreciated
  - c. has had the responsibility for
    - i. setting the pattern for what the position would be and
    - ii. setting a pace for how business was going to be done in Warner

- d. has assisted the Selectmen tremendously
  - e. voting for a Town Administrator position was the proper thing to have done
3. As of the end of February
    - a. Town has spent approximately \$368,000 in operating expenses
  4. Congratulations to the Fire Department
    - a. Received a Homeland Security Grant of about \$231,000 to replace an aging Town fire pumper
  5. The Town had a “miserable time” with the 2006 Columbus Day storms and 2007 Mother’s Day storms
    - a. as the cover of the Town Report shows
    - b. both reeked “havoc” on the town
    - c. acknowledged work of Allan Brown, Director of Public Works and Ed Mical, Director of Emergency Management, and others, who assisted in getting Federal Emergency Management Agency (FEMA) grants - about \$239,000 - for Warner
  6. Road Building
    - a. at the 2006 Town Meeting, voters approved funds to be put into an existing Capital Reserve Construction Fund
    - b. the Town coordinated with the Warner Village Water District to reconstruct Mill Street
    - c. extended thanks to everyone working together to complete the project
    - d. an established Road Committee will continue into 2007
    - e. will work on construction and reconstruction of Warner roads
  7. Proposal to develop a long range plan for The Transfer and Recycling Center
    - a. to include how things have changed over time
    - b. decide where things should be going
    - c. is expanding necessary, is space adequate, is a new site needed
    - d. the trash being brought to the incinerator in Penacook – which is recycled into electricity – began 18 years ago with less than 1000 tons being hauled
    - e. today about 2000 tons is hauled a year
    - f. trash has doubled but the population has not
    - g. during the same 18 year time period the Town’s recycling effort has tripled
    - h. encouraged people to submit a volunteer application to be on the committee for this project
  8. The Police Department has had a radar unit set up around town
    - a. complaints of speeders triggered this initiative
    - b. joined with other towns to invest in this equipment
    - c. Director of Public Works can use the equipment for traffic counts
  9. Fall Foliage Festival and the Men’s Club
    - a. working with the Highway Department to plant/replace trees in Town
  10. Brief summary of Land Conservation
    - a. Personally - feels this is one of the greatest investments the Town has been able to make
    - b. established as a priority that appears on an annual basis
    - c. Conservation Commission has protected four specific areas in 2006
      - i. conservation easement on a farm in town
      - ii. an easement on a piece of forest that abuts the Chandler Reservation on Howe Lane
      - iii. a woman in Hopkinton that owns property that borders/exists in Warner had Hopkinton buy the land so it would not be developed
      - iv. Estate of Herbert Goodwin donated 2.2 acres near Tom’s Pond that abuts other protected land.
  11. Inventory Forms were reinstated in 2006
    - a. a serious effort to keep the town’s evaluation up to date
    - b. easier than interior building permits or anything else
    - c. the Selectmen have decided to use and continue with these forms
    - d. penalty will be charged on the tax bill if the forms are not returned
  12. Historical Preservation
    - a. A resident notified the Selectmen about qualifying for an Historical Agricultural Structures Preservation Easement or Barn Preservation
    - b. caused much discussion among the Selectmen
    - c. although the Selectmen have the authority to allow for the preservation now, Selectman Hartman said he favored being cautious and bringing it to the 2008 Town Meeting for the townspeople to discuss.

13. Records preservation continues through the Town Clerks Office
14. Replacement of the curtains on Town Hall's main stage
15. Electrical updates to the interior of Town Hall
16. The Board of Selectmen has been working with the Oddfellow Building Committee
  - a. has signed an agreement that Anthony Mento will explain at this meeting

Moderator recognized resident Clark Lindley from the audience with a question. Mr. Lindley said he noticed there was no Auditor's Qualifying Statement in the Treasurer's Report and asked if it was omitted or was the town not audited.

Selectman Wayne Eigabroadt said the town is in the process of changing over to the new Government Accounting Standard (GATSB). He said they are in the middle of the process and understands that an audit is not necessary, but is a good idea. He said the Town will have an audit as soon as the new system is in place – he conferred with the Selectmen and Town Administrator to tell Mr. Lindley that the process should be done in 3-4 months.

Mr. Lindley said he is familiar with GATSB and asked if the next audit will go back to the last audit performed.

Selectman Eigabroadt said it has not been determined yet, but the Board has discussed doing an informal audit. He said the Town has had some employee changes and the Board would like to stay aware of what is being done.

Mr. Lindley said his next question is in regard to the articles to be voted on at this meeting. He said he has heard that in the past, Selectmen have taken monies from articles and said, "It goes to the bottom line of the budget". He used as an example money voted for upgrading Denny Hill Road, a project which has not been done. He said he wanted to know if the townspeople can be assured that the funds they vote on will be set aside for the use requested in articles that pass and not used for anything else. Mr. Lindley also asked how voters could be sure the \$182,000, if approved for the Water Precinct, would be used for just that purpose.

Selectman Eigabroadt said the information Mr. Lindley received was incorrect. He said Denny Hill was a project that was *discussed* but the warrant article was written to allow for *Highway Construction Projects*; it did not earmark money for a specific project. He said projects were prioritized but had the article been written for a specific project, it definitely would have been used for that project.

Mr. Lindley said it is incumbent upon the citizens to be sure the articles are written in such a way that the funds are put in trust and can not be used for anything other than what is being presented.

Selectman Eigabroadt agreed saying if an article does not seem specific enough, it can be changed from the floor as long as the meaning or focus of the article does not change. He said that has been done in the past. He also said people need to ask themselves if they trust their Selectmen to manage their money. He said if the answer is, "No", the article can be made as specific as possible and the Selectmen must spend the money as stated. He suggested using caution because when emergencies come up, being able to move money from one budget line to another allows the Town to avoid applying for loans, petitioning the Department of Revenue Administration for an emergency or holding a Special Town Meeting. He said it is all a balance and definitely up to the townspeople. He said the Selectmen spend the money the way the Town tells them to unless circumstances require the Selectmen to determine it is prudent to move the money to something else.

Anthony Mento, Chairman of the Oddfellow Building Committee, was next to speak. He named the other members of the committee: Rebecca Courser, Steve Brown and Jim McLaughlin and gave a report of the committee's progress in 2006 with Mr. Christopher Clouse and the Oddfellow Partnership. He read from a prepared statement.

"As directed by the Warner Selectmen, the Oddfellows Building Committee has continued working closely with Mr. Clouse and the Oddfellows Partnership. Our charge has been to assist in the sale and historical restoration of this most significant and visible structure here in town.

The Partnership has determined, with the help of their architects and engineers, that it is possible and economically feasible to restore the building for commercial use if the additional parking is found in areas adjacent to the building to support these new businesses. Given its unique site arrangement and shared access to Simonds School, it was clear that any discussion needed to be done with the cooperation of the school and the SAU.

To that end, we continued working on a solution to solve this issue. We focused our efforts on a creation of a schematic site plan. This plan would reconfigure the area directly around the Oddfellow Building. It would allow increased parking for the village, school, the Oddfellows Building and the village businesses. It would

solve numerous safety issues in and around the school and create a logical and efficient bus drop off route. That plan was developed with the help of George Pellettieri and others on the community.

The Partnership and the committee facilitated discussion between Kearsarge Regional School Board along with Simonds School, Warner Selectmen and Debra and Ron Moore, owners of the Foothills (restaurant) here in town. These long term negotiations tried to take each parties special interest into consideration. In addition, the team consulted with the Warner Fall Foliage Festival to insure that their needs were taken into consideration as well.

Through these many months, numerous plans were developed and adjusted and hashed out to meet all these needs. The results were two fold.

First of all, the parties all involved had agreed and approved a schematic site plan that can be seen at the back hall of the Town Hall. It is also included in the Town Report. I have additional copies here if anyone would like to see them.

Secondly, and most importantly, I am happy to announce to the community, that the participants involved have agreed and subsequently signed a non-binding Memorandum of Understanding to jointly pursue in development to the so called, "Central Parking Facility" for the purpose and benefits of improving the public health and safety and welfare of the residents and students, teachers and staff, business owners and their customers including any visitors into the Town of Warner.

We are very pleased with this show of support by the participants surrounding the Oddfellows Building and we plan to focus next on the task of securing a funding package. We still have quite a road ahead of us, financial and otherwise and I would ask that if any of you have an interest in helping this process along, we meet regularly, here at the Town Hall and the meetings are always open to the public. We would like your involvement.

Personally, I would like to thank our local school board representatives, Karen Merrill-Antel and Clark Lindley for their help in navigating the waters at the SAU, always listening to their constituents, providing safe advice. We really appreciate their efforts.

Finally, I would like to extend a sincere, 'Thank You' to Mr. Clouse whose tireless effort to bring together this group toward a solution that is certain to benefit the community, the school and our community at large."

Mr. Mento introduced Mr. Clouse to speak about the process of moving forward.

Mr. Clouse echoed his thanks to the groups for their support and patience. He read from a prepared outline;

1. This is the third time he is before the Townspeople at Town Meeting
2. Four categories:
  - a. Planning and Engineering
    - i. Drainage study prepared for the area behind Town Hall involves school, Town, existing parking lot and the Moore's property
    - ii. Complete a preliminary engineering and refinement of the parking facility design
    - iii. In the process of seeking a preliminary estimate for design and construction costs, that has been underway for a few months
    - iv. Planning a maintenance cost estimate for what the facility would take to operate to move forward
  - b. Several parking facility project funding (all important- how do we pay for it)
    - i. Already have done research into the Federal & State Transportation Project Programs
    - ii. Will begin to identify matching requirements for the Federal & State funds that are available
    - iii. Identify the grant application preparation and grant management costs
    - iv. The sequence - what the application grant schedule would look like
  - c. Marketing of the Oddfellow block/building
    - i. Continue investment into additional marketing materials
    - ii. Continue efforts to solicit and identify prime tenants pre-leasing the structure prior to construction
  - d. Public Communication
    - i. Continue to expand information dissemination of the progress and the project in local groups or submissions of businesses, institutions and property owners throughout the town with periodic presentation, articles, drawings and reports. Most importantly, this year, increase communication with the school board.

Mr. Clouse thanked the Town of Warner for their patience.

Moderator recognized Michael Cutting, Chairman of the Budget Committee, for a presentation of the Budget Committee's Recommended Budget. (PowerPoint Presentation)

2006 Budget - \$2,684,xxx                      2006 tax rate - \$7.33 / \$1000 of assessed value

2007 Budget divided into two categories:

Operating Budget (Needed on a daily basis)                      Capital Budget (Capital Reserve, Setting Money aside for future purchase)

Budget Committee arrived at:

1.45% increase the Operating Budget                      1.6% increase for Capital Budget

Translates to a total Operating Budget of 1.45%:

includes all the Warrant Articles that have been approved and recommended by the Budget Committee.

2007 estimated tax rate on the above approved budget

\$7.50 (if \$200,000 of surplus is applied)

**Motion by Selectman Wayne Eigabroadt:**

**To Move Article 27 ahead of Article 14.**

**Second.                      Voice Vote on the Motion.                      All in Favor.**

**Motion Passed.**

**Article 27.                      To see if the Town will raise and appropriate the sum of \$182,000.00 (One Hundred Eighty Two Thousand Dollars) for the purpose of assisting the Warner Village Water District to construct 200,000 gallon water storage tank off Latting Lane and connecting water main. (By Petition) (Not Recommended by the Board of Selectmen)**

Moderator read Article 27.                      Moved and Seconded.

Warner Village Water Precinct Commissioner, Lynn Perkins spoke on Article 27. He said the Precinct had handouts on Election Day, he had spoken at the Men's Club and there is an article of explanation in Warner's New Paper. He said the \$182,000 is included in the bottom line of the Budget. He told the townspeople that the project has become a monumental undertaking because of the increase in construction costs driven by delays, the regulatory agency process, locating a suitable well site and negotiating various easements and surveying land. He said in December 2006, bids were received for the construction of the storage tank and it was determined the cost had escalated 40%. He said they will only be building a tank and not a well and if they do not do it soon, the precinct will loose funding. He said they are asking for the Town's assistance one year. He stressed the importance of the new tank for fire suppression for the whole town and added that a \$300,000 property assessment would have an increase in taxes of \$200 for one year.

Mr. Perkins asked the audience to think about the downtown area: by being available, the Water District has helped the businesses be here today and in the future. He said the Town's support is necessary because construction costs will only increase.

The Moderator clarified that the dollar amount stated in an Article 27 (\$182,000) is already included in the bottom line of the Budget because the Article is "Recommended by the Budget Committee."

Martha Bodnarick, not a resident of the Precinct, but a Warner resident for 23 years, came to Warner because of the community feeling she felt in the wonderful downtown. She said the village is the glue that holds the little sections of town together: Waterloo, Pumpkin Hill, etc. She said it is a wonderful place for all the sections to come to. She also said 30 years ago, Warner did the environmentally correct thing – it put in a Water/Sewage Treatment Plant. She said in her attendance of 23 Town Meetings, she does not remember the Precinct asking the Town for help. She said the village carries its own tax on water and sewer and asks voters to support this Article.

Richard Senor said he is not in the precinct however he does attend the Fall Foliage Festival and asked people where they think the Festival gets their water from. He said he can come to the Town Hall, a public building, for water if his electricity goes out. He asked voters to vote "Yes".

Burt Long, resident on Hartshorn Lane, not in the precinct, asked why the Selectmen voted against this Article.

Selectman Richard Cook said the Selectmen agree the Precinct needs a tank, but also felt there were other means of funding to pursue before asking taxpayers. He read a statement from a letter the Board received from the Village Commissioners on Monday, December 18, 2006: "While borrowing to maintain the Village services has long been considered a district responsibility, taking on this new debt for Exit 9 improvement will mean more financial burden on the district customers."

Selectman Cook said if improvements are to allow commercial development at Exit 9, then those commercial developers should be paying for the improvements. This statement was followed by applause and a comment from the audience asking, "If you don't let them in, how can they do that?"

In response, Mr. Perkins said the Precinct "got wrapped up in Exit 9 activities." He said this project is not about Exit 9: the area has water and sewage access and the precinct is not expending any more money in that area. He said if they need sewers, they have to pay for their own pumping stations to hook into the precincts lines. He said water is already at Exit 9: some businesses are on the Precinct water and others have their own wells.

Mr. Perkins said the suggestion of looking at Tax Increment Financing (TIF) was made but the \$182,000 shortfall was realized in December and there was only a small window of time to act. He said he was not familiar with TIF's but he researched them on the internet and came upon a website, Heartland Institute, Chicago, IL that had done several studies. He said their very first recommendation on TIF's was, "To seek alternate financing."

Joanne Hinnendael, non resident of the Precinct, said she agreed with the Selectmen and supported not voting for this Article after reading the Precinct Report in the Town Report that mentioned Exit 9 five times. She said she is a member on the Zoning Board and goes to many Planning Board Meetings. She said applicants for the Exit 9 area is always asked if they have met with the Precinct. She said they are always told there is plenty of water. She continued by saying that when McDonald's restaurant came to Warner, the Planning Board and Precinct insisted they pay for their own pumping station and recover the cost from others who add on. She said if a tank is needed primarily for Exit 9, then an impact fee should be charged on the developers. She also said there are 100 acres of commercial property in that area, an 88 room hotel using water and she does not think the water in the tank will be going to the current 200 residents in the precinct.

Ms. Hinnendael said the developers should be responsible for themselves – like she has to be for her own dug well, which goes dry in the fall and no one drills a new well for her. She said she appreciates the downtown but agrees with the Selectmen that commercial developers who come into our quaint little town to develop should be paying for things like this because without the development, the residents would still be fine.

Mr. Perkins repeated the Commissioners had gotten prematurely wrapped up in the Exit 9 argument. He said after attending a few Budget Meetings they regrouped and reviewed the original 2002 Planning Documents that started the need for this project and realized a hotel was not even in the planning stages and the Wentzel Subdivision was still trying to get approval. He said the Planning Documents addressed "Water Suppression" and information from a 1984 Water Study by *Demois and King* that recommended a 350,000 to 450,000 storage tank for the village.

Mr. Perkins said there will be 300,000 gallons total between the two tanks that the precinct has. He said one tank holds 90,000 gallons and depending on how much water is in the tank, the Fire Department can drain it in 30 minutes or 60 minutes. He said the tank is at its lowest during active times of the day and fills up at night. He said installing the 200,000 gallon tank will add anywhere from 2 -2 ½ hours of time for fire suppression.

Clark Lindley, non resident of the precinct, said he feels the townspeople support the district and said any business that has expenses marks it into their product. He said people support the district through purchases in the community. He added that he understands Mr. Perkins' explanation and the expenses of non-precinct residents for dug wells and septic systems yet he feels that buying products in the community means people are paying "twice" for water in a different form.

Mr. Lindley explained that if Article 27 passes, the non-precinct residents will end up paying "three times" - this tax, how they buy products and how they support their own water/sewer facilities.

Mr. Perkins said having had his own business in the precinct, he did not remember basing his pricing on the water and sewer he used.

Donald Gartrell said he has lived in Town for 37 years and moved out of the precinct three years ago. He said for all those years he lived in the district he realized one fundamental truth: Warner was apart from it's neighboring towns years ago because there was a water and sewer precinct before there was a public sewer treatment plant. He said that made possible a lot of what Warner currently has, lives on and enjoys.

Mr. Gartrell said there are two reasons to support this Article:

1) The system has to grow in its capacity to meet the present day needs. There is no redundancy when a tank will not do more than 30 minutes fire protection. He mentioned Berlin and Northfield as communities that suffered major fires and how it effected the core of the community in terms of damage, unsightliness and discouragement to the people operating a living in those areas.

2) The reason the precinct is asking for money now is due to the increase in construction costs and that is not going to get better. He said if the Town does not "bite the bullet now" and do what needs to be done, someone is going to have to come up with twice that much in another year. He said it should definitely be done – it is for everyone's benefit.

Steve Lindblom said it is not a valid argument that things will cost more tomorrow because there will be additional taxpayers in town to help pay for it.

**Motion made to call the Question.**

Moderator allowed Mr. Lindblom to continue and recognized hands raised waiting to speak.

Mr. Lindblom said a friend got very made at him the last time the precinct asked for money from the town. He said the friend said the non-precinct residents got their water for free. Mr. Lindblom tallied what it cost him for his water/sewer at \$1800 to \$2500 a year. He asked what a typical yearly bill in the precinct was for a four person family.

Moderator answered Mr. Lindblom that the usage is about \$1000 a year.

Fire Chief Richard Brown said he has been Fire Chief for over twenty years and there have been some huge devastating fires, one example is Walker Power. He said that fire drained the water tank in 15 minutes and barely gave the department enough time to set their pumps up in the river. He said the other major issue people are loosing sight of it that, even if you do not live in the precinct, the Fire Department will bring water from the nearest hydrant to put out a fire as far out as four miles from the precinct. He said they do this quite often especially in the winter when the rivers are frozen and water access is difficult. He said the more storage the department has to back them up, the better off they will be in fighting a fire. He said this tank will benefit the entire town.

Selectman Wayne Eigabroadt said he did not remember how many years ago the Precinct separated from the Fire Department, but prior to that, it was funded by the Town. He said it was fire suppression then and it is fire suppression now.

**Motion to Move the Question. Second. Voice Vote. Ayes in Favor. Motion Passed.**

Request for a Paper Ballot. Sufficient support received.

Moderator said the Green Ballots would be used, "YES" in Favor of Article 27, "NO" Against Article 27 and the meeting will continue while ballot counting is done.

**Results for Article 27: YES – 161 NO – 57 (Results announced during discussion of Article 28)**

**Motion by Peter Newman:**

**To Move Article 28 to be heard after Article 27**

**Second. Voice Vote on the Motion. All in Favor.**

**Motion Passed.**

**Article 28. To see if the Town will vote to change the pay scale for the Manager and Attendants at the Warner Transfer Station. Information, salaries and hourly pay were gathered from surrounding towns with similar operations. (By Petition) (Not Recommended by the Board of Selectmen)**

**Moderator read Article 28. Article Moved. Seconded.**

The Moderator called on Paul Fouliard, Manager of the Transfer Station, to speak on Article 28.

Mr. Fouliard began by saying he was sorry for taking up the people's time; he had tried to go through the proper channels and held up 22 pages of meeting minutes for support of that.

**Amendment made by Mr. Fouliard:**

**To add \$12,500 to the Town Budget in order to change the wage scales for the Attendants, Foreman and Manager, inclusive of FICA and Retirement.**

Mr. Fouliard said he surveyed towns in this area and towns that were more similar to Warner's Transfer Station than the forty towns used in the Selectmen's updated survey. He said the towns he surveyed in his study, Hopkinton, Henniker, Newbury and Bradford, were used because they are local towns paying the same expenses and costs that Warner does (fuel, transportation etc.) and provide a realistic comparable picture to Warner. He said costs change when towns on the seacoast or in the northern part of NH are used. He said a town up north can ship to Canada for \$200 less than what it costs Warner.

Mr. Fouliard said he had questions he asked each Transfer Station: What are the wages and duties, what products are processed, the tonnage processed, how much revenue is made. He said the answers showed Warner was being compared to towns that were considerably different. He said for example, most of the Transfer Supervisors do not do a budget or a Town Report, do not aggressively market material or do research and development. He said he found out many attendants do not have to have the skill or knowledge the Warner attendants have. He added many towns do not even bale material.

Mr. Fouliard said the most similar to Warner is Henniker – despite almost double the population, he said Henniker recycled 715 tons in 2006, only 50 tons more than Warner. (665 tons).

The audience interrupted Mr. Fouliard with a round of applause. Mr. Fouliard said everyone should be proud of the figures because it is not just the people working at the Transfer Station, it is the people who *use* the Transfer Station.

Mr. Fouliard continued saying that Henniker's 2006 budget was \$570,000 while Warner's was \$271,000 - of which 40% was recouped in savings or revenue or cost avoidance resulting in an actual cost of \$163,000 to operate the Transfer Station. The audience again applauded.

Mr. Fouliard said in speaking with the towns, he found out:

Attendants: average wage in this area is between \$14 and \$17 per hour  
asking for Warner's attendants to be moved to \$14.63.

Foreman: average wage in this area is between \$16 and \$19 per hour  
asking for Warner's Foreman to be moved to \$16.24.

Supervisor – (Noting that most Supervisors do not have as much responsibility as Warner's has)  
Average is over \$41,000  
Asking for \$41,500

\*\*He noted that he is not requesting the high end of the scale.

Mr. Fouliard said in 2006 he was paid approximately \$33,000 and in NH, \$38,000 is low income for a family of four. He said he is not asking for the "moon", he is asking for a total of \$12,500, less than ½ of 1% of the total budget.

Mr. Fouliard said he is also asking that the Wage Study for all Departments be revisited: wages can not be determined on labels or titles or "high and low" wages without knowing what duties are performed.

Mr. Fouliard thanked the townspeople for their time.

As clarification, the Moderator said Article 28 can not be amended with a dollar amount because the original petition did not carry any appropriations and according to the RSA's the petition information pages can not be considered. He said an amendment can be offered to the Main Budget Article, Article 24.

The Moderator said he would have to rule Mr. Fouliard's amendment Out of Order and said they would take up discussion on the main article at this time.

Town Clerk, Judith Rogers asked to speak. She said when she handed Mr. Fouliard's petition to the Town Administrator, it was three pages long, but only a brief statement from that was placed on the warrant. She said there was a question at the Budget Committee Public Hearing of why that was done. She said Selectman Chairman Hartman said he would get an answer from Local Government Center or Legal Council and Ms. Rogers said she did not know if that was done.

Ms. Rogers said the RSA that addresses the submission of petitions for the Town Warrant states that a petition *shall* be put on the warrant "with minor textural changes" and she felt that omitting information from the pages in the petition to the current wording on the warrant was more than a minor change. She said when she spoke to the Department of Revenue Administration and the Secretary of State's Office they did agree that it sounded like more than a minor change if pages were left out.

Ms. Rogers said it was stated at the Budget Committee Public Hearing that the wording on the warrant was taken from the wording on the petition signature page because it was not certain that petition signers had seen the other pages. Ms. Rogers said when "Joe Q Public" comes in with a petition, only minor changes are allowed by law because it is the intent of the petitioner that should go before the townspeople, not the intent of the person putting the warrant together.

Ms. Rogers said her conclusion through her research allowed for the other pages of Mr. Fouliard's petition to be part of the wording of the Article and since those pages did discuss money it would allow for an amendment to be made that included money.

Selectman David Hartman wished to restate so that he could recall the events: the petition was received with several pages and signature pages that had the wording as it appears on this Article, there was a question as to whether or not the other one or two pages of explanation could be included but he thought they had decided that because the other pages were not stapled together but presented as additional background information they would not be included in the wording of the article and they decided the warrant article should stand as it appears. He said there was not any chance to change it and to add the other pages and all the explanation that Paul just went through, would be a substantial change.

Ms. Rogers said the petition documentation discussed money and that was not included in the wording of the article.

Town Administrator Laura Buono said Judy did bring the petition to her. She said there were ten pages of signatures and three explanation pages. She said she spoke to the Local Government Center, Legal, and to the Department of Revenue Administration specifically to make sure that the correct wording was put on the warrant because she slightly anticipated this point of discussion. She said they verified the explanation sheets were not part of the petition article and even if it were, there was no \$12,500 figure mentioned. She said discussion where the amount would have to be adjusted in the Budget Article would still have to be held. She said the conclusion after talking to LGC and DRA was not to include the explanation pages.

The Moderator stated again that the \$12,500 can be amended during the discussion of Article 24 (Main Budget Article). He explained if Article 28 is passed, it would direct the Selectmen to change the pay scales for the Transfer Station and then the dollar amount discussed here could be brought forward at Article 24.

John Healy, resident at Pleasant Lake, said he has lived in Warner since 1979 and asked people to vote in favor of Article 28. He said there are several reasons why and Selectman Hartman had given the voters the biggest and most important reason in his opening statement to the Town. He said Warner has doubled its trash and tripled its recycling.

Mr. Healy said the Town is growing at a tremendous rate and that is why people are concerned and worried and looking at Exit 9. He said the Town wants the tax dollars but wants to control growth too. He said the town needs an infrastructure (the Police Department, Fire Department...) to make sure the Town grows properly and that is what Lynn Perkins was talking about with the Fire Suppression.

Mr. Healy said the core of the Town's infrastructure is the people that work for it – not the buildings or cars. He said Paul has done a study that shows the Town needs an infinitesimal amount of money. He said the Town will be discussing approving \$10,000 in a later article for a study to increase the size of the Transfer Station that will give the employees more work. He said employees are working at night, daytime, and in the winter. He spoke about a Warner New Paper article that stated NRRA (National Resource Recovery Agency) had done a walking tour of the Warner Transfer Station and said it was "*The*" best, not one of the best but "*The*" best and most efficient Transfer Station in the State of NH. Mr. Healy said a

witness to that statement asked the NRRA representative how many NH Transfer Stations he had toured and he answered, "All of them."

Mr. Healy said the Transfer Station is not asking for a lot of money – they are asking for "parity with their piers." He said more than \$12,000 is wasted on things not needed – he asked the Townspeople to pay the people who take care of them.

Selectman Richard Cook said he would like to present some information from the Selectmen's perspective. He said several years ago the Town voted to approve a Wage Study and directed the Selectmen to deal with pay issues for all Town employees. He said he feels the Selectmen have done a good job of trying to do that. He said this past year as the Wage Study directed, the Board did re-do wage scales for all of the town positions. He said they included not only the original towns used in the study, but an additional 32 towns that have similar sized budgets or populations to Warner.

Mr. Cook said the pay scales in place are based on the study done in the summer of 2006. He said in October of 2006 the Department Heads were provided draft copies of the new wage scales for comment. He said the Transfer Station did express dissatisfaction but provided no follow up information for the Selectmen to consider. He said in November, the Transfer Station Manager made recommendations to the Town Administrator on proposed wage increases and an agreement was made on three of the five proposed. He said one was a recent promotion which included a pay raise and the other was an employee at the top of the scale. He said employees at the top of the pay scale receive COLA only.

Selectman Cook said on January 15, 2007 the Town Administrator provided Supervisors the Pay Change Forms, stating the change in pay to employees under their supervision, for signatures. On January 24, 2007, Selectman Cook said Mr. Fouliard returned the signed forms to the Town Administrator saying he thought he and his crew deserved more money and was told by the Town Administrator that he had the opportunity to meet with the Board of Selectmen and Paul said he had information he would provide. Selectman Cook said Mr. Fouliard provided his information on January 25, 2007.

Selectman Cook said the Board began dealing with pay raises in the beginning of the Budget Season, October 2006 and by January 25, they had already approved pay raises for employees who would receive one. He continued by saying that when the Town Administrator received Mr. Fouliard's information on January 25, she scheduled him on the agenda for the February 6 Selectmen's Meeting. He said no one showed up on the 6<sup>th</sup> to discuss the matter with the Selectmen and instead Mr. Fouliard's petition was received.

Selectman Cook said that Paul may say the process was followed, but the Selectmen do not think it was. He added that the Board feels it is treating all the employees fairly and equitably; there are 24 employees working regular hours for the Town, 7 were at the top of the pay scale, 17 remaining employees received merit increases. He said they are trying to treat every employee in every department the same. He said if it changes on the floor of Town Hall, it will continue to come back and the voters will have to deal with it at Town Meeting. He said the Selectmen are dealing with pay the best they can, the pay scales and wages for the Transfer Station are compared to the other 40 towns.

George Packard said the issue of increasing the pay for the team at the Transfer Station is not a question of merit increase or appropriate levels in an existing wage scale. He said for better or worse, Paul and his crew over the last several years have created an enterprise that goes beyond any of the expectations anyone could have had of what our Transfer Station could have been by now. He continued to say that Paul has created a level of professionalism in the way that the Transfer Station is managed. He said if it was necessary to replace Paul or the crew at existing salaries levels, the same level of people would not be found and the Station would fall back to a much earlier level where the income from recycling was not anywhere near where it is now, the services the Transfer Station provides to the community are "pretty much off the books" and everyone knows what Paul and the crew does to help people.

Mr. Packard said another issue to consider is that the situation for waste disposal in the next ten to twenty years is very serious and Waste Disposal Professionals are going to be in high demand by towns everywhere because without them taxes will climb up and up as waste disposal costs increase. Mr. Packard said by creating one of the best Stations in this state Paul has inadvertently created a level of professionalism and a higher level of pay to attract people to that position.

Burt Long said irregardless of how the Selectmen or committees voted or looked at their previous comparison with other towns, whether it was an oversight or not, they were not compared fairly to what the activities are at the Transfer Station. He said you can not compare apples to oranges – the Town has an excellent crew at the Station and they deserve better treatment than what they have been getting for the last few years by the Board of Selectmen.

**Motion to Move the Question. Voice Vote. All in Favor.**  
**Moderator re read Article 28. Voice Vote. Aye in Favor.**

**Article 28 Passed.**

**Article 14. Shall the Town raise and appropriate the sum of \$31,150.00 (Thirty One Thousand One Hundred and Fifty Dollars) for the purpose of replacing the 4-wheel drive vehicle for the Police Department? (Recommended by the Board of Selectmen; Recommended by the Budget Committee and included in the bottom line of the budget)**

Read by Moderator. Moved. Seconded.

Selectman Eigabroadt stated this vehicle is *not* an addition to the Police Fleet – it is a replacement of the 4-wheel drive vehicle that is no longer drivable. He said the Town has gotten their moneys worth from the 1981 Dodge, purchased used and now is to dangerous to drive. Selectman Eigabroadt commended Chief William Chandler on his research for an economical new purchase – a phenomenal price for a state bid, a superior vehicle to serve the needs of the town with a life expectancy of at least ten years. He said it is not an everyday vehicle, not a patrol vehicle, it will be utilized in emergencies or on crime scenes or on the difficult terrain of back roads.

Joan Zaia asked and was answered that the vehicle is brand new.

Michael Rogers asked if the vehicle was to be used part time, could the Town buy a less expensive used vehicle.

Police Chief William Chandler said the vehicle is a Ford Expedition that costs out at about \$24,000 – much less than the price for the same vehicle on a car dealers lot, it is a good investment to buy new, have the warranty to cover any issue that may arise and get 8-10 years from the vehicle.

Martha Bodnarick asked why such a big vehicle was needed especially with the high price of gas.

Chief Chandler said the State price difference for the next smaller sized vehicle was \$1700 and had the same engine size but was not large enough to contain all the equipment needed by the Police Department.

**Motion to Move Article 14. Second. Voice Vote. Passed**  
**Moderator re read Article 14. Voice Vote. All in Favor.**  
**Article 14 Passed.**

**Article 15. Shall the Town raise and appropriate the sum of \$50,000.00 (Fifty Thousand Dollars) to be added to the Conservation Fund in accordance with RSA 36-A:5, III as an additional source of revenue for the purpose of conserving open land in Warner? (Recommended by the Board of Selectmen; Recommended by the Budget Committee and included in the bottom line of the budget)**

Read by Moderator. Article Moved. Second made.

Moderator recognized Chairman of the Warner Conservation Commission, Brian Hotz. Mr. Hotz stated there would not be a slide show this year and Selectman Hartman had already identified the conservation projects in his opening speech.

Mr. Hotz said the Conservation Commission is asking for the support of the Town for an additional \$50,000 to be added to the existing Conservation Fund to allow the commission to continue to conserve open space in town. He said the funds in the past allowed the Commission to be involved in four different projects, protecting over three hundred acres.

Mr. Hotz said the Commission, the Board of Selectmen and the Planning Board have supported this endeavor and he feels it is a very good investment to secure open space now before property values get , “to far ahead of us” which would make it very difficult for the town to secure the land. He said funds have been levered significantly through donations or matching grants and plans are to continue doing the same in the coming year. He said there are several projects to be completed, one being a project requiring the Commission to provide \$100,000 with a state grant match of 3 to 1. He said they hope to utilize some of the funds for other possible donated projects in the Mink Hills.

**Amendment by resident Michael Rogers:**

**For the Article amount to be reduced to \$32,803: the purpose of the reduction is to add to the Cost of Living Allowance line proposed by Laura Buono (Town Administrator) and the Selectmen. If the Amendment passes, I propose to amend the bottom line of the budget by the amount reduced here: \$17,197. Laura has proposed a COLA of 1.5% for the employees and this amount has been approved by the Selectmen. The \$17,197 that the amendment is proposing, would increase the COLA to 3.3%, which is what Social Security is giving this year. The reason this is being brought up now is because the Conservation line always comes up in the budget process before the salary line and is approved.....**

Mr. Rogers was interrupted with a Point of Order, stating that a second was needed. Moderator said he would ask for one when Mr. Rogers was done.

Moderator called for a Second to the Amendment. Second made.

To understand the Amendment, the Moderator restated it. "To reduce Article 15, from \$50,000 to \$32,803." **Second made.**

Moderator said he would limit discussion. He said the discussion is "NOT" about pay raises, it is about reducing the amount in Article 15.

Conservation Commission Chairman, Brian Hotz stated that he is not in favor of the amendment. He said if the Town employees have a wish to discuss their pay scales, which he thinks they are open to do, they should do so in another manner. He said he does not think taking on the opportunity to affect an article gives that article a fair opportunity for an open discussion. He said it may be appropriate to discuss the pay scale, this is just not the appropriate approach.

Resident Martha Bodnarick said she feels the Town has been "exceedingly generous" with the Conservation Commission giving them money every year and agreed she did not think she could always afford to be that generous. She said she thought this was an unnecessary "poke" at the idea that two of the Selectmen have quite a bit of interest in the Conservation line and believes this is not the place where this amendment belongs.

**Asking for and hearing no further discussion, the Moderator asked for a vote on the Amendment.**

**Voice Vote. Nays in the Majority.**

**Amendment Defeated.**

Moderator returned to Article 15 as originally stated and asked for discussion.

Christine Perkins asked what the 2006 Land Use Tax amount was that the Conservation Commission received from the town, an amount that comes out of the town revenue and is given to the Commission every year in addition to any amount approved at Town Meeting.

Mr. Hotz said they received approximately \$27,000, an amount of money that changes and is unknown at the start of every year. He said the Commission is asking for a supplemental amount to be put in the Conservation Fund, just as they have done for the past five years.

Moderator clarified that the Land Use Tax is a result of a change in land use. He said the tax money the Town receives from a property owner taking land out of Current Use (land taxed at a lower tax rate) is the amount turned over to the Conservation Commission every year.

Joan Zaia asked and was told by the Conservation Chairman that they currently have \$48,000 in their fund. He added that part of the amount is committed to a Natural Resource Inventory and they are active on other projects. He said they spent \$134,000 in 2006, part of which was saved from the previous year, but generally they invest about \$100,000.

Charles Albano said people need to take time to think: land is being bought by developers, the Conservation volunteers are doing unbelievable work to protect the Town for the future and our children. He said Warner is lucky to have volunteers who do a fantastic job protecting our natural resources and he would support leaving the amount at \$50,000.,

**Hearing no further discussion, the Moderator read Article 15 as originally worded.**

**Voice vote. Ayes in Favor.**

**Article 15 Passed.**

**Motion by Martha Mical:**

**Restrict reconsideration on the Articles already heard: Article 15, 14, 28, 27.**

**Second.**

The Moderator explained that if the Motion is Passed, the articles can not be brought up again for a Pass/Fail vote at the current meeting. He said a vote can be taken to hold discussion on these articles at another meeting that is duly noticed and published according to the law.

Richard Senor asked in regards to Article 28, could Article 24 be amended? Moderator responded, "Yes."

**Hearing no further discussion, Moderator called for a vote on the Motion.**

**Voice Vote. Ayes in Favor.**

**Motion Passed.**

**Article 16. Shall the Town raise and appropriate the sum of \$200,000.00 (Two Hundred Thousand Dollars) to be added to the already established Highway Road Construction Capital Reserve Fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee and included in the bottom line of the budget)**

Moderator read Article. Article Moved and Seconded.

Director of Public Works, Allan Brown was called on to speak on Article 16.

Mr. Brown said he would like to spend about \$165,000 on Newmarket Road starting at the intersection of Horne Street where 2005-2006 flooding washed out much of the road. He said some of the money will be spent in conjunction with a \$45,000 Federal Emergency Management Agency (FEMA) grant that Mr. Brown is confident will be approved. He said about 900 feet of Horne Street will be reconstructed and as much of Newmarket as financially possible.

Mr. Brown added that the Town is confident it will receive \$63,000 in grant money to apply to an \$85,000 project to repair Joppa Road due to the flooding.

Mr. Brown said the contractor negotiation process will be the same as the process used on the Mill Street project and he does not anticipate high engineering costs. He said he will do a "design build."

Mr. Brown said the remaining \$35,000 of the \$200,000 asked for in Article 16 would be used for road engineering studies for future projects and direction on how the Town should fund those projects.

Fred Creed asked if Referrals for Proposals (RFP) are sent out to choose contractors.

Mr. Brown said, "No", he meets with a contractor that he has a good working relationship with and they finalize a price. He said he would need engineering plans if he was to go out to bid for a project and that increases the project costs tremendously. He said the engineering cost for 800 feet of Mill Street was \$65,000 – but that was done because of the sewer, water and sidewalks, things back roads do not have.

**Asking for and hearing no further discussion, Moderator called for a vote. He read Article 16.**

**A call for a Paper Ballot vote was made. Moderator responded that he already called for a vote.**

**Voice Vote. Ayes in Favor.**

**Article 16 Passed.**

**Article 17. Shall the Town raise and appropriate the sum of \$50,000.00 (Fifty Thousand Dollars) to be added to the already established Highway Equipment Capital Reserve Fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee and included in the bottom line of the budget)**

Moderator read Article. Article Moved and Seconded.

Director of Public Works, Allan Brown was called on to speak on Article 17.

Mr. Brown said equipment needs to be purchased every year and this year the Loader is due to be replaced. He said there is money in a fund to purchase the Loader and the same Loader the Town currently has will be purchased except the new one will have a sweeper.

Selectman Hartman clarified that the \$50,000 is going into an existing fund.

Ali Mock asked if the new Loader will go out to bid. Mr. Brown answered that he knows how much money to appropriate because he has gotten three prices for loaders.

Gerald Marsh asked if one of the prices was from *Caterpillar*. Mr. Brown answered, "No." He said they are "notoriously expensive" but he could get a price if that is what is asked of him. He said the quotes are from *John Deer*, *Kamatsu* and *T-Rex*.

**Asking for and hearing no further discussion, Moderator called for a vote. He read Article 17.**

**Voice Vote. Ayes in Favor.**

**Article 17 Passed.**

**Article 18. Shall the Town raise and appropriate the sum of \$50,000.00 (Fifty Thousand Dollars) to be added to the already established Property Revaluation Capital Reserve Fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee and included in the bottom line of the budget)**

Moderator read Article. Article Moved and Seconded

Selectman Wayne Eigabroadt explained that Article 18 is asking to have \$50,000 added to an existing fund which already has \$50,000 in it, correcting the amount shown in the Town Report. He said the Town is looking ahead to fund the next Town Revaluation in 2010 which is anticipated to cost about \$175,000.

Tricia Mitchell asked how often the Town reevaluates. Assessing Clerk Martha Mical answered that the NH State Constitution requires it to be done every five years and it is being enforced now because the state has an interest in the state property tax.

**Asking for and hearing no further discussion, Moderator called for a vote. He read Article 18.**

**Voice Vote. Ayes in Favor.**

**Article 18 Passed.**

**Article 19. Shall the Town raise and appropriate the sum of \$5,000.00 (Five Thousand Dollars) to be added to the already established Expendable Trust Fund for the Cemeteries per RSA 31:19-a for headstone restoration? (Recommended by the Board of Selectmen; Recommended by the Budget Committee and included in the bottom line of the budget)**

Moderator read Article. Article Moved and Seconded

Trustee of Town Cemeteries Gerald Courser said the cemeteries they plan to work on this year are: Colby - up the road from Melvin Mills, Gore Cemetery and Pumpkin Hill.

**Asking for and hearing no further discussion, Moderator called for a vote. He read Article 19.**

**Voice Vote. Ayes in Favor.**

**Article 19 Passed.**

**Article 20. Shall the Town raise and appropriate the amount of \$10,000.00 (Ten Thousand Dollars) to place in the already established Exit 9 Traffic Light Capital Reserve Fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee and included in the bottom line of the budget)**

Moderator read Article. Article Moved and Seconded

Selectman Wayne Eigabroadt explained the \$10,000 would go into a fund to help pay the Town's portion of the engineering and construction of an estimated \$150,000 traffic light in the Exit 9 area of Route 103 West. He said: the town approved \$10,000 last year, they have met with many organizations concerning the Exit 9 area including the Police Department who have stated that the area has a high percentage of accidents, there have been studies done and the Town meets the need criteria for a traffic light, under the guidance of Town Attorney Donald Gartrell, the Planning Board is currently developing an "Exaction Fee System" to recoup monies from developers on the necessary improvements in that area. Selectman Eigabroadt said they may or may not ask for more money in future years depending on information they continue to receive.

Linda Hall asked how many years the Selectmen would ask for money and when would the light be installed. Selectman Eigabroadt said it is unknown at this time because the Exaction Fee System is in its early planning stages and until it is enacted, it is unknown what revenue will be collected. He said once they know the true cost, they will not ask for more than the Town's share.

William Hatt said the road is a state road therefore the state should pay for the light, the burden of paying should be on the developers at the Exit 9 area not the townspeople and he asked why a traffic light cost \$150,000?

Selectman Eigabroadt said when they ask why a traffic light costs that much, they are told, "It just does." He also said that regardless of the road being a state road, the Town is still obligated to pay its share.

Planning Board Chairman Barbara Annis answered the question of the availability of state funds by saying the state has funds they distribute for Town roads that intersect a state road. She said Warner may not qualify for state funds because it has a private road intersecting the state road in that area. She said the Planning Board has asked the Selectmen if some of the money in the traffic light fund could be used to pay for an engineering study this summer on the cost and construction of a traffic light.

Charles Betz asked if any of the current commercial properties at Exit 9 that created this traffic problem are going to be involved in paying for the light.

Selectman Eigabroadt said the law does not allow for the business to be back charged but they are mandated to be involved with the cost of other improvements in that area.

Mr. Hatt stated he has designed electronic circuits and knows what light bulbs are and asked why \$150,000 is needed for a simple switching circuit. Selectman Eigabroadt said he did not know but when they are at the point of design review, Mr. Hatt is welcome to review the design and offer his opinion.

Andrew Bodnarick asked if anyone had been in town long enough to know how the blinking light in the center of town was paid for since one of the intersecting streets is state owned. The Moderator said it was paid for by the state for the school and qualified because of town and state roads intersecting – not private roads.

Alfred Hanson asked how an engineering study can assess the Exit 9 area fairly on what currently exists there and only possibilities for future development. He said results may show a need for one or more lights and asked if the town will pay for all the lights. He also asked how can it be realistically looked at, it is not reasonable to pay for a study if there is no money to pay for the light and no one is building there.

Selectman Eigabroadt responded by saying the Town would only pay for their portion not the full cost of the light which is not exactly known at this time. He said they would only be spending money they have for the engineering study to determine the town costs and requirements. He said they have met with the Department of Transportation, reviewed traffic counts and criteria for a light and told the average traffic control light is approximately \$150,000.

Mr. Hanson asked if the current businesses at Exit 9 were being looked at for this light. Planning Board Chairman Ms. Annis replied, "Yes and no."

Joanne Hinnendael asked if the Town plowed the private road from Route 103 West into Market Basket and added that some figures in the current discussion are from the Corridor Study the Planning Board did. Director of Public Works, Mr. Brown said at one time the Town was interested in taking over that private road but McDonald's restaurant, who owns part of the road, was not interested, so the Town does not maintain it at all.

Budget Committee Member, Marc Violette said he voted against this article because he does not think the Town should have to pay for the light. He suggested people vote, "No" in anticipation of what is going to happen at the end of this meeting and in an effort to keep the budget somewhat at the level the Budget Committee recommended. He said to vote down the \$10,000 for the light and fund what potentially could happen later in the meeting with the Transfer Station vote.

**Motion to Move the Question. Second.**

**Voice Vote. Nays in the Majority.**

**Article 20 Failed.**

**Article 21. Shall the Town raise and appropriate the sum of \$20,000.00 (Twenty Thousand Dollars) to place in the already established Fire Department Equipment Capital Reserve Fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee and included in the bottom line of the budget)**

Moderator read Article. Article Moved and Seconded

Fire Chief Richard Brown explained he originally had suggested a higher amount be appropriated but in an attempt to keep the budget at a percent the Selectmen and Budget Committee had set, the amount was reduced. He said it is a situation of "pay now or pay later" especially since the next pumper the Department needs will cost approximately \$300,000. He said they were fortunate to receive a grant for the tanker but the next purchase will require a good amount of capital reserve. The Chief said he is a firm believer in funding capital reserves to the maximum possible in years when there is no big equipment capital outlay. He said he is in favor of the \$20,000 but wished it was more.

**Asking for and hearing no further discussion, Moderator called for a vote. He read Article 21.**

**Voice Vote. Ayes in Favor.**

**Article 21 Passed.**

**Article 22. Shall the Town raise and appropriate the sum of \$20,000.00 for the purpose of installing a sprinkler system to the main Fire Station? Of that sum, \$20,000.00 (Twenty Thousand dollars) will be withdrawn from the Fire Department Renovation Capital Reserve Fund with no money being raised by taxation. (Recommended by the Board of Selectmen; Not Recommended by the Budget Committee and not included in the bottom line of the budget)**

Moderator read Article. Article Moved and Seconded

Fire Chief Richard Brown said this is to protect about \$3 million worth of equipment. He said a water line was installed to accommodate a sprinkler system when the addition to the Fire Station was built in 1992. He said it would be a good investment to protect equipment and vehicles, which includes purchases of \$350,000 in equipment in the last three years. He added that he anticipates being in the current building another five to ten years.

Ronald Wirth asked what the Fire Department insurance cost is. Chief Brown said he would have to look that information up but it is full replacement value however he does not want to lose everything all at once through a fire at the station.

**Asking for and hearing no further discussion, Moderator called for a vote. He read Article 22.**

**Voice Vote. Vote in Question.**

**Moderator asked again for a Voice Vote. Ayes in Favor.**

**Article 22 Passed.**

**Article 23. Shall the Town raise and appropriate the sum of \$10,000.00 (Ten Thousand Dollars) for the purpose of engineering and/or implementing plans to expand the Transfer Station? (Recommended by the Board of Selectmen; Recommended by the Budget Committee and included in the bottom line of the budget)**

Moderator read Article. Article Moved and Seconded

Selectman Richard Cook began by saying the Transfer Station came into operation in 1989 through a lease on state land that will expire in 2008. He said the Board will negotiate with the state to continue leasing the land but if they fail, the Town will need to find a new site for the Transfer Station.

Selectman Cook said since the Transfer Station opened, Warner's population has gone from 2250 to 2949 – a 31% increase.

Andrew Bodnarick asked if the money will be used to create additional and adequate covering for materials currently being stored on site. Selectman Cook said they would be looking at all aspects.

Richard Senor said he was on the Recycling Committee for many years and is aware of the lease with the state. He said it would be a "shame" if the Town is caught shorthanded without time to move. He said EPA, NRRA are looking to Warner and its people and the decision should be "Yes".

John Healy said he felt by spending money, Warner would be making money because Paul (Transfer Station Manager, Paul Fouliard) and his men made back almost 40% of their budget. He said if they have more room for storage of materials for when markets are at their highest, the Town will make this money back in a short period of time.

Gerald Marsh said the 40% savings listed in the Transfer Station (Town Report) budget is incorrect. He said he did not know how the numbers show that amount of savings and the savings do not exist. He said Mr. Fouliard is given credit for things he has nothing to do with and even though the Recycling Center does a fine job, it should not be given money on the bottom line from the dumpsters whose users pay tipping fees.

Mr. Senor said the dumpster users do not recycle and the townspeople have to pay for that because it all goes to the incinerator. Mr. Marsh disagreed saying that the dumpster users pay that fee.

Moderator called upon Mr. Fouliard to provide information and said the discussion would then be over because it does not apply to the expansion of the Transfer Station addressed in Article 23.

Mr. Fouliard said about three years ago, the dumpster users started paying their own tipping fees but prior to that time, the Town paid. He said the Transfer Station Budget includes \$90,000 to pay Concord Regional to dispose of trash. He said \$45,000 is paid back to the Town from the dumpster companies that collect fees from their users. He said the money goes into the general fund as revenue and he was trying to show the taxpayers in his report that the "actual" cost is \$45,000 because of the offset of the revenue received.

**Motion to Move the Question. Second. Voice Vote. All in Favor. Motion Passed.**

**Voice Vote on Article 23. Ayes in Favor.**

**Article 23 Passed.**

**Article 24. (As Originally Worded) Shall the Town raise and appropriate the sum of \$ 3,330,919.14 (Three Million Three Hundred Thirty Thousand Nine Hundred Nineteen Dollars and Fourteen Cents) which represents the bottom line of the posted budget as recommended by the Budget Committee and the Board of Selectmen?**

Moderator reread Article 24 adjusting the bottom line total to reflect the Passed and Failed Articles of the meeting. (Subtract \$10,000 because Article 20 Failed)

**Article 24. (As Adjusted) Shall the Town raise and appropriate the sum of \$ 3,320,919.14 (Three Million Three Hundred Twenty Thousand Nine Hundred Nineteen Dollars and Fourteen Cents) which represents the bottom line of the posted budget as recommended by the Budget Committee and the Board of Selectmen?**

Joanne Hinnendael reminded the Moderator that Article 22 had Passed and \$20,000 was not included in the bottom line budget. From the Budget Committee the Moderator was told the amount does not have to be in the bottom line, it is coming out of Capital Reserve.

**Moderator re-read Article 24 as Amended. Article Moved and Seconded.**

Moderator asked the Board of Selectmen and the Budget Committee if they had any comments. Hearing none, he asked the audience if there was any discussion.

**Motion by Michael Rogers:**

**To amend the bottom line of the budget to include \$17,197 to increase the Cost of Living given to town employees from 1.5% to 3.3%.**

Discussion followed on the merit that a motion or amendment Passed by the Town is binding and “compels” the Selectmen to spend the money as it was voted on. With strong audience voices stating that that is what the money is voted for, the Moderator consulted Town Council. Mr. Gartrell advised the Moderator that as long as the bottom line of the budget is not increased or reduced more than 10%, it can be the will of the people to direct the money for a certain purpose.

Selectman Cook said he wanted to make it understood that the employees also received merit raises that totaled \$26,000 in addition to the 1.5% raise.

Martha Bodnarick said she did not think this was the appropriate time or place to go over this topic – the Townspeople have gone over this for years and stated they do not want to have to deal with salaries at the Town Meeting. She added that for many years she has substituted in the Kearsarge School District. She said she would be there tomorrow and wanted people to know the district is still paying the same amount they paid over ten years ago - \$60 a day. She said she would love a 1.5% raise but you renegotiate at the right time and place – you do not stand in front of everyone and say, “I want more.”

Burt Long asked as a Point of Clarification if this amendment amount included the Transfer Station amount. Moderator answered, “No”.

Selectman Eigabroadt said Ms. Bodnarick was right in that sometime in the past, the Town voted to have the Selectmen deal with wages before Town Meeting. He agreed that is what should be done, however, Warner is a municipality, a governmental unit, and citizens, whether they are employees or not, have the right to petition the Town for anything else. He said it does not matter what the reason is, if someone felt that negotiations did not go properly, they have the right to petition and have a discussion at Town Meeting. He said the amendment is someone exercising their right.

Susan Henley’s question was answered that there are no labor contracts in the Town. She added if someone is unhappy with their compensation, they are free to find other work.

**Motion by Rebecca Courser to Move the Question.**

Seeing one more hand, Moderator called on Andrew Bodnarick.

Mr. Bodnarick stated there is a difference in his mind between what was done in Article 28, which warned about changing pay scales, and someone trying to change the “dollars in the bottom line of the budget.” He said one constitutes a petition that required signatures and the other one did not.

**Moderator called for a Voice Vote on the Amendment. Nays in the Majority.  
Amendment Failed.**

**Motion by Michael Franklin:**

**To Amend Article 28 to allow for the funds for the Transfer Station employees adjustment in wages.**

Moderator said the amount of the adjustment discussed was \$12,500.

**With Mr. Franklin’s approval, Moderator re stated the amendment:**

**To increase the bottom line of the budget by \$12,500 and direct the Selectmen to use the increase to increase the salary scales at the Transfer Station.**

Steve Lindblom said he “shares with the Selectmen the horror” of town employees trying to adjust their salary scales at Town Meeting rather than through the normal process. He said he wishes there was a way to give the Transfer Station employees a “cut” of the profits they make like running their own business. He said every time he goes to the Transfer Station they are trying new things or thinking of new ways. He said it is amazing and if the amendment does not pass, may-be there is a way to look at the profit sharing for next year.

Selectman Eigabroadt said when he was speaking of people’s rights, he was speaking on general terms. He said he *personally* wishes that people vote in favor of the amendment, however as member of the Board of Selectmen, the vote taken was to not support the petition.

Selectman Eigabroadt said as a Selectman, he says, "The Selectmen voted against it" but speaking as a citizen, he is, "absolutely, 100%" in favor of the increase and believes the Transfer Station should be paid more than what they are currently making. He added that what he is saying now is the same opinion he voiced during the meetings.

Jere Henley said to Selectman Eigabroadt, that he did not think it was fair that the townspeople had to listen to a Selectman say how he feels "individually." He said as a member of the Board of Selectmen, they speak as "one voice."

Mr. Henley also said that for many years, the townspeople have sat at Town Meeting listening to different departments speak for more money, better pay raises. He said the townspeople got "sick of hearing it" and asked the Selectmen to appoint a Wage Study Committee, which was done. He said the committee worked long and hard for no money, there is a Board of Selectmen that is elected to run the Town, an elected Budget Committee to run the budget and they need to be allowed to do their jobs.

#### **Request made for Paper Ballot.**

Ms. Hinnendael asked and was answered that the \$12,500 was inclusive of taxes.

Town Clerk, Judith Rogers said many people at this meeting were not in attendance at the Budget Meetings and are not aware of the discussions and changes that have taken place. She said she would like to provide some information.

Ms. Rogers said there was a Wage Study done in 2003 and adopted at the 2004 Town Meeting. She said the Wage Study process to determine wage increases was followed in 2004, however, in 2005, with two new Selectmen on the Board, the process was disregarded when it was time to determine wage and/or COLA amounts. She said the Department Heads submitted Employee Performance Evaluations as required and were told at that point there was "no process" and increases could not be determined. She told the Townspeople that in 2005, the Wage Study they adopted was not used.

Ms. Rogers said that in 2006 the Wage Study was completely changed: The fifteen towns the Wage Study Committee chose based on one or more reason (contiguous to Warner, comparable) and towns that were approved by the Board of Selectmen to be used, were expanded to forty towns and as Mr. Foulard said earlier in the meeting, the forty towns included towns that are not related to Warner in any way and should not have been used as comparisons. She said this put a different "spin" on the Wage Study data. Ms. Rogers added that the seven wage steps for each town position was expanded to ten steps, again, changing the Wage Study document as approved in 2004.

Ms Rogers said the reason this is being discussed now is because of frustration. She said employees think something is going to happen and it does not. She said she does not want to be here discussing wages but Mr. Foulard is not the only one who is unhappy - talking to the Board of Selectmen is not always productive. She said townspeople need to come to the meetings and "listen and hear what we are being told".

Ms. Rogers said when the voters leave Town Meeting and come back next March, they think things were done the way they were voted on. She said Selectmen have the authority, by law to, "manage the prudent affairs of the Town" which means they do not have to do what is voted for if they think it is not appropriate for the Town. She said the Wage Study, as adopted, has changed and it has caused a great deal of frustration.

Ms. Rogers said changes were made and Town workers did not know what their 2007 wages would be until January 2007. She said saying salaries were discussed at the beginning of the budget hearings is just not true. She said in December 2006, employees had to decide about changing insurance plans or keeping what they currently had and paying part of the premium. She said town employees had to make that decision not knowing what they were going to be earning in 2007.

Ms. Rogers also said some departments who brought forward 2007 wage information or COLA amounts given by other towns were told it could not be used because it was "2007 information". She said the 2006 Local Government Center data used for this years wage scales, are reflective of information collected from the previous year making wages paid to Town employees actually more behind than people realize.

Ms. Rogers said she just wanted to make this clear: she agrees the Town Meeting is not the place for these discussions.

Selectman Cook said he “totally disagrees with Judy, of course.” He said one year ago when the Board was discussing giving raises, requests were sent to the Department Heads for recommendations. He said every Department Head wanted to give every employee the largest possible raise they could get. He said the Town can not afford to do that, unless the Town wants to vote to spend that money. He said the Board decided to give an across the Board flat raise in 2005.

Selectman Cook said the Board is trying to treat their employees fairly and equitably based on what people make for comparable jobs in towns of similar size, budget or in neighboring town. He said the Selectmen have worked hard to put the Wage Scale Study into action. He said this year, due to the Town Administrator, it was easier for the Selectmen to deal with wages. He said employees were given merit raises and a small COLA. He said it is what the Selectmen thought they can afford to do – they have to live within the budget.

Selectmen Cook said he really took offense that, “Judy is saying we are not doing our job.” He said the Selectmen are doing their job.

Richard Senor asked the Selectmen the number of steps now in the Wage Study and was told, “Ten.” He said that is a change from the original seven and a change the townspeople were not aware of.

Selectmen Cook interrupted to say it was public record in the minutes of the meetings.

An audience member asked if Mr. Fouliard and the Transfer Station employees had actually gotten a raise and Selectmen Cook said that they had. James Ryan, Transfer Station employee responded from the back of the hall that he did not.

Selectman Cook said Mr. Ryan was at the top of his pay scale but he had received the 1.5% COLA. He continued: Mr. Fouliard – a raise, Mr. Wheeler – a raise, Mr. Newman – a promotion and increase in September and Mr. Piroso – a new employee, was scheduled for a raise in July.

Mr. Senor asked the Town Administrator, Laura Buono, if she looked over the Wage Study to which she responded, “Yes”. Mr. Senor asked if she found the Study flawed. Ms. Buono began to explain when Mr. Senor asked for just a “Yes or No” answer. The Moderator interrupted and said that question can be asked at another time at a public meeting.

**The Moderator said there would be a pink paper ballot and a “YES” vote was in favor of the amendment. He restated the Amendment:**

**To Add \$12,500 to the bottom line and direct the Selectmen to apply it to increases at the Transfer Station.**  
(\*Results of the Paper Ballot were announced after the vote on Article 25 but are recorded here. )

**The Moderator reported the results of the vote on the Amendment to Article 24.**

**YES – 95            NO - 62**

**He said the Majority was in the Affirmative which means the \$12,500 has been Approved.  
Amendment Passed.**

**Moderator stated the adjusted bottom line of the budget as \$3,333,419.14.**

**Asking for and hearing no further discussion, Moderator called for a vote on Article 24 as Amended.**

**Voice Vote. Ayes in Favor.**

**Article 24 Passed as Amended.**

**Article 25.        Shall the Town go on record in support of effective actions by the President and the Congress to address the issue of climate change which is increasingly harmful to the future well being of the people of Warner? These actions include:**

- 1.    Establishment of a national program requiring reductions of U.S. greenhouse gas emissions while protecting the U.S. economy.**
- 2.    Creation of a major national research initiative to foster rapid development of sustainable energy technologies thereby stimulating new jobs and investment.**

**In addition, the Town of Warner encourages New Hampshire citizens to work for emission reductions within their communities, and we ask our Selectmen to consider the appointment of a voluntary energy committee to recommend local steps to save energy and reduce emissions. The record of the vote on this article shall be transmitted to the New Hampshire Congressional Delegation, to the President of the United States and to declared candidates for those offices.**

Moderator read Article 25 as Amended. Article Moved and Seconded.

Alice Chamberlain said she hoped Warner would join 180 other New Hampshire Communities who would hopefully be passing this resolution. She explained that the resolution is asking people to act “locally” as well as “nationally”. She said the average winter temperature in NH has gone up four degrees, there have been earlier “ice outs” and later “ice ins”, greater erosion on coastal wetlands due to storms, lilacs blooming one week earlier and economic impacts on the maple sugar industry, the ski industry (revenues down \$11M), snowmobile registrations are down 26%.

Ms. Chamberlain said the resolution is a message to the President and Representatives in Washington to cap greenhouse gas emissions and invest in technology for renewable energy to address greenhouse emissions. She said they are also asking the Selectmen to consider establishing an Energy Committee to look at how Warner can reduce energy use and costs. She commented on the energy efficient light bulbs already in use in the hall.

Ms. Chamberlain said New Hampshire had a similar resolution in the 1980’s on acid rain: national policy was changed and there were great improvements in the environment because of those changes. She asked for the voter’s support for this resolution.

**Asking for and hearing no further discussion, Moderator called for a vote.**

**He asked for approval to not re-read Article 25.**

**Voice Vote. Ayes in Favor.**

**Article 25 Passed.**

**Article 26. Shall the Town vote to discontinue and revert to the abutters for any costs involved in the survey and transfer, a portion of Old Davisville Road running from Route 103 in Davisville 151’ to the Webster Town line between Warner Tax Map 3 Lot 74 and Tax Map 3 Lot 75 or to take any other action in relation thereto?**

Moderator read Article 26. Article Moved and Seconded.

Public Works Director, Allan Brown, explained the intent of Article 26 while using a map of the properties to clarify the location of the road. Mr. Brown said the piece of land is a class VI road, a town right of way that was laid out in 1832, starting in Hopkinton, going to Boscawen and touching Warner at Route 103 just below the Country Corners Store on the intersection of Route 127 and Route 103. Mr. Brown used the map to point out where a Warner resident Gamil Azmy has a restaurant and his abutter, Willie Richards, has a landscaping business.

Mr. Brown said he had asked that the Planning Board be aware that Mr. Azmy could not use that portion of land that was the town right of way for a private use when Mr. Azmy submitted a Site Plan Review to the Board. He said this was overlooked and a steady dispute arose between Mr. Azmy and Mr. Richards over the land.

Mr. Brown said the Town paid for a licensed survey of the land to help resolve the issue. He said the land is 66 feet wide by 148 feet 6 inches long – not 151 feet as he previously had told the Town Administrator – 4 rods x 9 rods. He said the part of the land originally laid out in Boscawen was converted to Webster in 1860. He continued that in 1941, Webster abandoned the right of way after the flood took out the bridge (pointed to an area on the map for reference) and reverted their right of way to the abutters.

Mr. Brown said in order to resolve the long standing dispute, he was asking Warner to revert the right of way, which goes no where, to the two abutters and recoup the cost of the survey and any incurred legal fees. Mr. Brown said this would probably be the only time he would speak in favor of reverting a right of way.

An audience member asked if this would solve the problem. Selectman Eigabroadt answered he did not know but it would take the Town out of it.

**Asking for and hearing no further discussion, Moderator called for a vote. He reread Article 26 with corrections as verbalized by Mr. Brown.**

**Shall the Town vote to discontinue and revert to the abutters for any costs involved in the survey and transfer, a portion of Old Davisville Road running from Route 103 in Davisville 148' 6" to the Webster Town line between Warner Tax Map 3 Lot 74 and Tax Map 3 Lot 75 or to take any other action in relation thereto?**

**Voice Vote. Ayes in Favor.  
Article 26 Passed.**

**Article 29. To transact any other business that may legally come before the meeting.**

**Asking for and hearing no further discussion, Moderator called for a Motion to Adjourn.  
Motion to Adjourn. Second.**

**Voice Vote. Ayes in Favor.  
Motion Passed.**

**Meeting Adjourned at 10:30PM.**

Respectfully Submitted,

Judith A. Rogers  
Warner Town Clerk