

Warner Town Clerk

PO Box 265
5 East Main Street

Office Hours: Mon, Wed, Thurs
8:00 – 3:00 PM

Judith A. Newman-Rogers,
Town Clerk

Warner New Hampshire 03278
Fax: (603) 456-3576

Tues Eve - 8:00 – 6:00 PM
Phone: (603) 456-2298 Ext-5 or 6

Michele Courser,
Deputy

TOWN WARRANT For the Town of Warner The State of New Hampshire

TUESDAY, MARCH 10, 2015
8:00 A.M. To 7:00 P.M.
WARNER TOWN HALL

TO THE INHABITANTS OF THE TOWN OF WARNER, IN THE COUNTY OF MERRIMACK,
IN SAID STATE, QUALIFIED TO VOTE IN TOWN AFFAIRS:

You are hereby notified to meet at the Warner Town Hall in said Warner, NH on Tuesday, March 10, 2015 beginning at eight o'clock in the morning, and ending at seven o'clock in the evening to elect officers of the Town by official ballot and to act upon the following subjects:

ARTICLE 1: To choose Town Officers for the ensuing year.

ALMONERS OF THE FOSTER & CURRIER FUND	O. FRED HILL	296
FOR BUDGET COMMITTEE	MARTHA MICAL	261
	ALFRED HANSON	273
FOR CHANDLER RESERVATION	ALLISON MOCK	295
FOR SELECTMAN	CLYDE CARSON.....	267
FOR TAX COLLECTOR	MARIANNE HOWLETT.....	309
FOR TOWN CLERK	JUDITH A NEWMAN-ROGERS ..	301
FOR TREASURER	MICHAEL BUX.....	85
	MICHAEL AYOTTE	155*
	*(winner by Majority Votes)	
FOR TRUSTEE OF PILLSBURY FREE LIBRARY	JOHN W WARNER	288
	DAVID E CHMIELECKI....	251
FOR TRUSTEE OF PILLSBURY FREE LIBRARY	MICHAEL S SIMON.....	275
	RICHARD KNAPIK.....	264
	(WRITE-IN) TIMOTHY MURPHY.....	11
FOR TRUSTEE OF TOWN CEMETERIES	PENNY SUE COURSER.....	299
	GERALD COURSER	292
FOR TRUSTEE OF TRUST FUNDS	JOHN W WARNER.....	279

ARTICLE 2. YES - 301 NO - 18

Shall we permit the public library to retain all money it receives from its income-generating equipment to be used for general repairs and upgrading and for the purchase of books, supplies and income-generating equipment?

ARTICLE 3: YES – 253 NO – 59

Are you in favor of the adoption of Amendment #1 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend **Article II DISTRICTS**, by adding language for amending and interpreting the Official Zoning Map.

and,

amend **Article II DISTRICTS**, by adopting the updated Official Zoning Map and revision notes as posted in the Town Hall creating a current Official Zoning Map to be dated March 10, 2015. This map clarifies with a higher level of description details but does not materially change previously approved Town Zoning District boundary line locations. Information was obtained from archive research.

ARTICLE 4: YES – 195 NO – 107

Are you in favor of the adoption of Amendment #2 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend **Article III Definitions**, to revise the existing definition of Home Occupation and add a definition for Legal Resident;

and,

amend **Article IV General Provisions**, section P, to revise Home Occupation requirements and delineate when Site Plan Review is required;

and,

amend **Table 1 - Use Regulation**, Accessory Use item #1 Home Occupation, to reference Article IV P. requirements.

ARTICLE 5: YES – 224 NO – 84

Are you in favor of the adoption of Amendment #3 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend **Table 1, Use Regulations – RETAIL AND SERVICES**: Revise existing language by adding “or renting” as highlighted in the following:

Item #2. Retail establishment selling or renting general merchandise, including, but not limited to: dry goods, apparel and accessories, furniture and home furnishing, home equipment, small wares, and hardware and including discount and limited price variety stores

and,

Item #6. Establishment selling or renting new or new and used automobiles and trucks, new automobile tires and other accessories, aircraft, boats, motorcycles and household trailers

ARTICLE 6: YES – 198 NO - 102

Are you in favor of the adoption of Amendment #4 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend **Table 1, Use Regulations – RETAIL AND SERVICES**: by adding a new item #19-a as follows: “Other amusement and recreation service, outdoor; excluding camping groups“, and indicate it to be allowed by Special Exception only in Zoning District C-1 Commercial.

ARTICLE 7: YES – 210 NO - 91

Are you in favor of the adoption of Amendment #5 as proposed by the Planning Board for the Town Zoning Ordinance as follows: Amend **Article XII Sign Requirements** by revising sections A & B to clarify sign requirements and the permit process; and add section E for Temporary Sign requirements.

ADJOURN TO WEDNESDAY MARCH 11, 2015 @ 7:00 P.M.

Moderator Ray Martin opened the Warner Annual Town Meeting at 7:00 PM, Wednesday, March 11, 2015. He introduced himself, welcomed and thanked people for coming to discuss and vote on the issues for the evening. The audience stood to recite the Pledge of Allegiance and then listened as Pastor Renee of The United Church of Warner gave the Invocation.

Moderator introduced Selectman David Hartman to speak about the 2014 Town Report Dedication. Selectman Hartman highlighted contributions by Rebecca Courser and her husband Richard Cook through their many years in Warner. Rebecca and Richard were invited up to the stage where they thanked the Selectmen for acknowledging their service and honoring them in the Town Report.

The Moderator said 327 voters or 17% of the total number of registered voters came through to vote on Tuesday, March 10, 2015, Election Day. He read the results of the votes cast for Town Officials, Zoning and School Officials and Questions and requested that winning candidates be sworn in at the Town Clerk’s Office before beginning their duties.

Selectman Hartman reported on the past year's events in his “2014 Report of the Town”. He began by saying the loss of town residents Tina Schirmer, a Pillsbury Free Library Trustee and Maxinine Kumin, a famous Poet are recorded in the Town Report Memorium.

Selectman Hartman said Selectmen are presenting a flat operating budget for 2015 and Warrant Articles that will “move the town forward on several fronts.” He gave a summation of Selectmen responsibilities.

1. As the Governing Body of the Town, Selectmen:
 - a. Oversee all aspects of Town government
 - b. Enforce Town Ordinances
 - c. Enforce State Laws
 - d. Direct the efficient operation of all Town Departments including the prudent management of the Town’s finances and assets
 - e. Strategically plan for the allocation of the Town’s resources
 - f. Rely on the Capital Improvement Program as a tool to foresee future needs of the Town

- g. Seek input from Town departments and staff, Elected Officials, Boards and Committees
- h. Work closely with the Budget Committee throughout the budget preparation process
- h. Seek advice and services available through the Regional Planning Commission, Community Development Finance Authority and other state and federal programs and agencies
- i. Bring to the Town Meeting, Articles that the legislative body will vote on

Selectman Hartman gave a recap of
2014 major accomplishments:

1. Reconstruction of 1/2 of Red Chimney Road by the Town's crew
2. Construction of the new cell tower on North Road
 - a. On 1 acre of land leased from the Town for 25 years
 - b. Estimated over 25 years to generate over \$750,000 for the Town
3. Continued work towards the replacement of Bartlett Loop bridge that washed out in July 2013
 - a. The precast concrete culvert structure is in place
 - b. Project cost = \$275,000
 - c. Town will be reimbursed 80% from State Bridge Aid
4. At the 2013 Town Meeting a "straw poll vote" determined voters would choose a roundabout as
 - a. Solution to the traffic problems in the Rt 103 East/Rt 89 Exit 9 area of Warner
 - b. Article 9 asks voters to vote on the final stage of the project to build a roundabout
 - c. If Article 9 passes there is a good chance the roundabout will be constructed in 2015
 - d. At present, final design plans are at Department of Transportation (DOT) awaiting final review and approval
 - e. It is anticipated that completion of the roundabout will "calm traffic" at Exit 9 and also encourage development
 - f. Design Engineer from McFarland and Johnson is available tonight to answer questions
5. Selectmen did not present a proposal for a new Fire Station at the 2014 Town Meeting
 - a. After money was spent on site acquisition, design and engineering for a new station, the Board felt there was a "fatal flaw" in the site
 - b. Flaws in the East Main Street site seen in "retrospect":
 1. Site too small
 2. Threatened by erosion by the Warner River
 3. Much of the site is in the flood plain
 - c. Selectmen created a Site Review Committee
 1. Examined over 30 sites for a new station in & around town including the Town owned East Main St site
 2. Committee created recommendations
 3. Top 5 parcels reviewed by the Selectmen
 4. Selectmen Brown will present details on the "rethinking of the project" later on when presenting Article 12
 5. Thank You to committee members: Michael Amaral, Alfred Hanson, Howard Kirshner, Ken Milender, Ed Raymond, Peter Wyman
6. Odd Fellows Building is still the same "challenge" that it was in 2001 when a vote at Town Meeting authorized it's purchase

- a. Lack of parking is the fundamental reason for it's lack of development
 - b. Town currently in a contract with a developer
 - c. Selectman Allan Brown negotiated with the Kearsarge School District for the Town to obtain land for parking in the Odd Fellow Building area
 - d. Voters approved the proposal at the January 2015 Deliberative Session for the School
 - e. Before acting on the land transfer, the Town is waiting for the developer to present a workable project plan
 - f. Hazardous waste in the building exists and needs to be mitigated even if the building is eventually torn down
 - g. Article 16 asks for money to be added to a Capital Reserve Fund to re mediate the contamination
7. A Solar Array project that is being pursued to provide electricity for Town and Precinct buildings not being presented at tonight's Town Meeting
 - a. Selectman Clyde Carson and Energy Committee will continue to work on the project
 - b. Town spends \$50,000 annually on electricity
 8. Selectmen have applied for grants:
 - a. For energy efficiency improvements to the Old Graded School
 - b. To conduct an Environmental Assessment of the State owned Department of Transportation Maintenance lot on Waterloo Street
 9. Selectmen will resume negotiations in April with TDS to renew a cable franchise agreement with Warner
 - a. Expected is a plan from TDS to provide fiber optics to Warner residents and businesses
 10. If Article 13 passes, Waldron Hill Road will be rebuilt in 2015 as a major construction project but the Selectboard also plans to:
 - a. Explore cost effective strategies to improve road maintenance
 - b. Look at "innovative methods" to maintain a reliable fleet of highway equipment that is becoming more expensive to purchase
 - c. Investigate options to lease equipment and contract services with outside vendors
 - d. Find ways to avoid spikes in appropriations to cover basic needs
 11. Selectmen have appointed Tim Allen as Acting Director of Public Works
 12. Selectman Hartman Thanked Town Treasurer Gail Holmes for her years of "outstanding" service in meeting her many fiscal management responsibilities, her "smile and positive demeanor will truly be missed."
 13. George Saunders was acknowledged for his 12 years of contributions for Warner as the Kearsarge Regional School District Municipal Budget Committee Representative
 14. Principal Judy Pelletti, retiring after 14 years at Simonds Elementary School, was wished many years in active retirement
 15. Adam Bates was Thanked for another successful year organizing the Warner Fall Foliage Festival
 16. Selectman Hartman asked that residents to "not be shy" and volunteer for a Town board or committee (at the Selectman's Office)
 17. Thanked voters for their confidence in the Board of Selectmen to conduct the business affairs of the Town and to "preserve and enhance the special quality of life enjoyed by the residents of Warner."
 18. Quoting Jim Mitchell, Selectman Hartman said: "Something wonderful is happening in

Warner.”

Michael Cutting, Budget Committee Chairman, presented the Proposed 2015 Budget (Presentation on file with these minutes)

Presentation included:

1. “Thank you” to Budget Committee members for a successful and “spirited” budget process:
Martha Mical, Kimberly Edeleman-Brown, Alfred Hanson, Martha Bodnarick, John Leavitt, Allan Brown, Selectman, Peter Newman, Precinct Representative.
2. 2014 Appropriations = \$2,967,000
3. 2014 Spent = \$2,903,000
4. 2015 Proposed Budget = \$2,900,000

5. 2015 Operating Budget 2015 highlights:
 - a. Gravel pit bond
 1. \$60,000 bond retired after 10 years
 - b. Finance Department increase = \$15,000
 1. Selectmen changed bookkeeper position to salary and increased wages by \$12,000 to meet the “needs of Town and needs identified by auditors”
 - c. General personnel benefits = \$14,000 increase
 - d. Highway Dept
 1. \$16,000 increase in Benefit changes in plan choices by employees
 2. Waldron Hill Road project
 - a. \$17,000 to purchase culverts
 - b. \$6000 for gravel
 - c. \$2000 outside rental
 3. \$2000 for supply expenses for an aging fleet
 - e. Fire Dept = \$22,000 increase
 1. \$7200 increase in wages to cover attendance at training and classes
 2. \$15,000 increase given to begin replacement of breathing apparatus (2 of the 22)
 3. Grant also applied for to replace apparatus
 4. Article 15 requests \$25,000 to replace apparatus
 - f. Emergency Management = \$7600 increased
 1. To cover cost of professional services to revise Emergency Response Plan
 - g. Parks & Recreation
 - a. \$1700 to replace current ice skating rink liner that was donated about 4 yrs ago
 - b. \$2300 in baseball field improvements to meet Cal Ripkin specifications
 - c. \$1000 increase in sanitation rentals
 - d. Addition money for mileage and electricity at the ice skating rink
6. 2014 Capital Budget = \$495,000
 - a. \$495,000 spent, including deposits into Capital Reserve Funds
7. 2015 Capital Budget = \$576,000
 - a. An increase of 16.4% (\$81,000) over 2014 Capital Budget
8. An adjustment became know approximately 4 hours earlier to Exit 9 Roundabout cost

- a. Increase of \$40,000 (1.2%) to project cost (Explanation to follow)
 - 9. 2014 appropriations = \$3,462,008
 - 10. 2014 spent = \$3,398,000
 - 11. 2015 budget = \$3,546,000, 2.4% increase, (\$84,000) over 2014 appropriations
 - 12. 2013 tax rate = \$9.19
 - 13. 2014 tax rate = \$9.29
 - 14. Projected 2015 tax rate = \$9.37, based on a conservative revenue estimate*
- *Estimate based on current town value due to the Town Revaluation still in process

The Moderator explained the modified Robert's Rules of Order that are used, 10 minute initial presentation, 3 minutes thereafter, state your name at the microphone before speaking, direct your comments and questions to the Moderator, confine comments to the question, maintain a civil tone and paper ballot requests need the support of 5 voters. The process will be: Article read by the Moderator, Motion needed to bring it to the floor, must be followed by a second and presenter will be recognized. He said a wireless microphone was available in the balcony for speakers and in place of voice voting, voters will hold up their colored ballot packet and be counted when a vote is taken.

ARTICLE 8: - PASSED

Shall the Town raise and appropriate the sum of \$ 2,966, 835.00 (Two Million Nine Hundred Sixty Six Thousand, Eight Hundred Thirty Five Dollars) as a 2015 Operating Budget? This amount does not include amounts from any other warrant articles. (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 7-0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Call for Discussion. Hearing none, Moderator called for a vote. ALL in Favor.

Article 8 Passed.

ARTICLE 9: - PASSED AS AMENDED

AMENDED: Shall the Town raise and appropriate the amount of \$735,000 (Seven Hundred Thirty Five Thousand Dollars) for the construction of the Roundabout on Route 103 near Exit 9 on I -89, of which \$490,245 (Four Hundred Ninety Thousand two Hundred Forty Five Dollars, which represents 66% of project cost) will be reimbursed by the NHDOT, \$114,000 (One Hundred Fourteen Thousand Dollars) will come from General Fund Balance (NHDOT reimbursement for Phase 1 & 2 design), \$45,000 (Forty Five Thousand Dollars) will come from the Exit 9 Improvements Capital Reserve Fund and \$85,755 (Eighty Five Thousand Seven Hundred Fifty Five Dollars) will come from taxation.

ORIGINAL: Shall the Town raise and appropriate the amount of \$600,000 (Six Hundred Thousand Dollars) for the construction of the Roundabout on Route 103 near Exit 9 on I -89, of which \$400,000 (Four Hundred Thousand Dollars, which represents 66% of project cost) will be reimbursed by the NHDOT, \$114,000 (One Hundred Fourteen Thousand Dollars) will come from General Fund Balance (NHDOT reimbursement for Phase 1 & 2 design), \$45,000 (Forty Five Thousand Dollars) will come from the Exit 9 Improvements Capital Reserve Fund and \$41,000 (Forty One Thousand Dollars) will come from taxation. (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 7- 0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Moderator introduced Selectman Clyde Carson to present. Referring to a powerpoint presentation, Selectman Carson explained:

1. This has been a 3-Phase project over the last 3 years
2. 2013 Town Meeting, \$42,000 was appropriated for a conceptual design
3. Informal poll taken at 2014 Town Meeting with a majority of the audience supporting a roundabout at Exit 9 area over a traffic light
4. 2014 Town Meeting approved \$129,000 for Phase 2, Design and Engineering of a roundabout
5. Design Plans are at the state awaiting approval
6. When design plans for Phase 2 are approved, Town will receive the state 2/3 reimbursement, \$114,000, (into the General Fund) with same amount asked for in Article 9 to help pay for Phase 3, Construction of the Roundabout
7. Phase 3 Town cost, \$735,000 - breakdown:
 - a. \$490,245 = state 2/3 reimbursement
 - b. \$114,000 = state 2/3 reimbursement for Phase 1 & 2 from the General Fund
 - c. \$45,000 from Capital Reserve
 - d. \$85,755 raised by taxation
8. Original total project cost revised and increased from estimated \$771,000 to \$906,000
 - a. State 2/3 reimbursement of \$906,000 = \$604,000 (up from \$514,000 on \$771,000)
 - b. Town 1/3 share of \$906,000 = \$302,755 (up from \$250,000 on \$771,000)
 - c. Town 1/3 share increase resulted in a need to increase amount to be raised by taxation (up from \$41,000 to \$85,755)

Gene McCarthy, Project Manager, McFarland and Johnson, was asked to speak to the cost changes and answer audience questions. During his presentation, Mr. McCarthy referred to the original conceptual roundabout picture on display and to an up to date aerial display of the roundabout. He explained:

1. Original costs did not include landscaping or aesthetic improvements
2. Several meetings were held where input received resulted in the desire for landscaping, hardscape and signage to “pizazz” the new intersection to make a “statement” as the entryway into Warner
3. \$35,000 of increase includes: landscaping, “treatments” in center island, move the Warner sign from farther up Rt 103 closer to roundabout and lights in the center of the roundabout
4. Original plan for sidewalks from the McDonald property East was changed per request, to be more “recreational” and to accommodate pedestrians and bicycles
 - a. Five-foot sidewalk width increased to 10-foot wide
 - b. Extended to North Road
5. \$40,000 of Cost increase for wider and longer sidewalk-path, more earth work and paving
6. \$40,000 of Cost increase for Surveying the site which resulted in more grading, pavement, base material and drainage than planned in preliminary plan
7. Cost savings included:
 - a. Less paving on the east side

b. Truck apron will be stamped concrete not granite cobble

Patty Albano asked if the “road” going into Market Basket from Rt 103, was private property and if so, why was the Town paving it? Mr. McCarthy pointed to the lines on the display designating the driveways which are 99% on state property. He said there is a “little sliver” on the area going into Market Basket, a private road, which will have some minor work done on it: paving overlay and curb resetting

Suzanne Cummings asked if the design addressed the issue of the trucks backing up into the gas station. Mr. McCarthy said that was a “hot topic” and he was very aware of residents concerns of the how trucks get into the gas station having heard reports that they back out onto Rt 103 after entering the gas station. He pointed to the location of the gas tanks and said gas trucks are currently entering at one driveway entrance, going through the pump area, repositioning over the tanks and exiting out the other driveway. He said he met with the station owners who said the way the trucks travel through the station is a problem for circulation because of the tight area of the station but there is no room for expansion.

Mr. McCarthy explained the proposed truck entry will be through the roundabout, in one entrance, through the pumps as they do now, reposition, exit and go around the roundabout. He said the owners are comfortable with this proposal.

Pointing out that one gas station driveway is currently an Entrance/Exit for vehicles, Mr. McCarthy said there will be a median added along Rt 103 making that driveway a “right in and right out”. He said there will be directional signage on the property and a “Right Turn Only” sign in the median.

John Leavitt, Budget Committee member, said he voted in favor of the originally presented project cost of \$600,000 and has a “problem” with what is being presented now. He said he attended many of the meetings concerning the project and last summer the Selectmen gave the engineers a “Wish List” of what they wanted to have in the “Entryway to Warner/Roundabout” area. He said up until 3:00 this afternoon the project cost was going to be presented as \$600,000 as discussed but was now being presented as a \$735,000 project. He said not only was he going to pay for the Town’s increase of \$44,755 but also in the state’s increased share because he pays state “tax”.

Mr. Leavitt said the Budget Committee and the Selectmen have not had a chance to review the items associated with the added costs to determine if they are worth paying for. He said he realizes people want to get the project done but the 3:00 PM reveal of added costs had not allowed review. He said the added costs are really paying for a “wish list” without presentation and evaluation by the boards and instead, everything on the wish-list is included. Mr. Leavitt said as a matter of principal and as a member of the Budget Committee he was going to vote against the increases, having watched the engineers “slow walk” minor changes to the project without disclosing the added cost and now presenting a price tag of \$735,000.

James Gaffney expressed his concerns: he asked, “Why do we need the roundabout?” saying the Warner Police Chief has said every year there have been no major accidents at the intersection. Mr. Gaffney asked if that had changed for 2015? He said anyone who has driven through a roundabout knows what a “nightmare and train wreck” they are, they create many “unintended consequences” and make life “problematic” for many residents, seeing through the roundabout is critical, foliage inside a roundabout is

obstructive to a driver's view, there will be a change in traffic patterns due to drivers hauling trailers avoiding the roundabout and using Exit 8 which will increase traffic through the downtown area, \$600,000 is a lot of money coming out of the taxpayers pocket no matter how it is presented and he asked where is the money going that is being reimbursed to the Town - into the General Fund to be spent? Returned to taxpayers in a "manner proportionate to the rate that they are taxed?"

Mr. McCarthy responded saying that roundabouts are safe because they slow drivers down. He said he did not name the project but as a result of having a roundabout, traffic will be "calmed" and people will be able to access the businesses in a "more uniform, safe manner." He said landscaping does not have to be expensive but is a necessary design element that causes drivers to slow down because visually something is in their line of sight. He said drivers should not be looking through the roundabout but instead, for a gap in traffic so they can circulate around and exit from the roundabout.

Richard Senor said he was against the roundabout and believed drivers do look through the roundabout because they don't know what to do. He said posting clear, explanatory, directional signs before the roundabout would help alert drivers to how to go through the roundabout.

Martha Bodnarick, Budget Committee member, said she did not like the increase in cost but understood the need for it. She said the sidewalk has been expanded to North Road which will allow the elderly population to walk to the businesses and widening the sidewalk responds to the suggestions of many groups who have attended meetings requesting a safe space for bikers. She said the project should be supported and voters should also be concerned with how "non-car traffic" gets through the Exit 9 area.

Jim Hand expressed concern that the increase in cost creates a "smaller window" in which any further cost overruns will bring the project up to \$1 Million. Selectman Carson said there were no additional changes at this time planned therefore any increase in costs would be a "surprise and unforeseen" during construction. Mr. Hand equated the project to a Pentagon job saying there were always overruns and now that this project is at \$906K, the cushion to reach \$1 Million may not be enough.

Mr. McCarthy responded saying these types of projects are "Locally Managed Projects" (LMP) and since there is a local component to the funding, his understanding is that this is the meeting to authorize funding and added there could be a cap established for spending. He said a mechanism in the contract exists that if there is a concern that costs will be higher, an "additional item" could be put aside and considered an "alternate" to keep costs at a "controlled level". He said the item would still be included in the bid in order to get a cost but then in review, the Town can determine what to include to stay within the established cap. Mr. McCarthy said he understood the Town wanted to complete this project in 2015 and if an appropriation is approved tonight, he would have to maintain the project under that amount.

Joanne Hinnendael said this is the third year discussing this project. She said she lives in western Warner and does not want to go through a traffic light to go into town. She said last year at 2014 Town Meeting voters encouraged the Selectmen to go forward with plans and it was a straw vote on a choice for a roundabout or a traffic light with the majority favoring a roundabout. Mrs. Hinnendael said she agreed

with Mr. Senor that a blinking light would not slow down traffic in that area where it is a “nightmare” getting in and out. She asked what the commercial businesses would be paying toward the project since it will be a benefit to them.

Charlie Albano asked for the traffic study on the number of vehicles a roundabout can support comfortably versus a traffic light. Mr. McCarthy replied that there was a traffic analysis done, traffic counts were taken at different times of the day, numbers were converted to a “peak hour” or “design hour”, they “grow” those numbers based on “key times” for the morning, afternoon and evening, project out for 20 years with an assumed growth rate resulting in his company building and designing to greater numbers than are actual today. He said the study was done in October 2013 and results were presented in a matrix in a meeting along with a “Level of Service” - that is a grade A for good - thru F for bad. He said the roundabout grade was “A” in the morning and “B” in the afternoon, a traffic signal was “B” in the morning and “C” in the afternoon, both graded very good levels of service using the 20 year growth but the roundabout functioned better.

Rachel Parsons said she grew up in Warner, is proud of the fact that there is no traffic light, voted in the straw vote last year for a roundabout but has since done some research and would like to hear from the Fire Chief concerning fire trucks going through a roundabout while other vehicles are in it versus all vehicles stopped at a traffic light.

Fire Chief Ed Raymond said fire trucks have to abide by NH law. He said they must slow down and yield in a traffic circle and slow down to go around stopped vehicles at a light. He said in either scenario, they have to be cautious.

Mr. Gaffney asked if he could have answers to his previous questions: 1) Has there been a study on how the roundabout could change traffic for exit 8 and 9 on Rt 89 and 2) How much money is coming back to the town from the state and other sources and how will that money be handled: into the General Fund, returned to taxpayers to reduce taxes, is there a plan or is there no plan?

Mr. McCarthy responded to the first question and said his firm did not do a regional traffic study to determine what would happen in the outlining traffic area. He said he personally did not agree with Mr. Gaffney’s prediction that trucks and vehicles hauling trailers would avoid the roundabout. He said the commercial businesses at Exit 9 rely on the intersection for their truck deliveries, that use was included in the design of the roundabout, he has designed many NH roundabouts, truckers do not like roundabouts because they have to slow down, the roundabout is designed to accommodate trucks and many new Department of Transportation designs have been incorporated into this roundabout - like rounded curbing.

Answering the second question, Selectman Carson referred to a powerpoint slide that showed state reimbursements of \$114,000 for Phase 1 & 2 and \$490,243 for Phase 3 and said that money will be used to pay for Phase 3 construction. He said the state requires the reimbursement go into the Towns General Fund and in order to use that reimbursement to pay for Phase 3, Article 9 is asking voters to approve taking the \$114,000 reimbursement out of the General Fund to pay for construction. Mr. Gaffney asked if it was a correct statement that Phase 1 & 2 state reimbursement money will go back into the project to pay for Phase 3 and Selectman Carson replied that it was correct.

Steve Hall asked if the state was aware of the new figures since they just became available today at 3:00 PM. Mr. McCarthy said the “new figures” were included in the plans submitted to DOT, with the added cost, the total project is still under the approved funding and he did not think the state would have an issue with the added improvements that have been applied to a project per town request that they approved. Selectman Carson added that at a meeting with the state the wider sidewalk, landscape, bike lane were discussed and William Rose, handling the project at the state, said those were all within the scope of the project the state would accept.

Rebecca Courser said the roundabout will also be for future sites developed in the Exit 9 area, it will make the new construction at those sites more feasible than a traffic light would, the Charrette for Warner discussed a roundabout and the Warner Retailers have given the Selectmen signage designs that she hoped would not be cut because it directs people to the Warner Village. She said she personally likes roundabouts and finds them useful. She said she was speaking to Police Chief Chandler earlier who said although there have not been any fatalities, the slow speed is the reason for that, the number of “near misses” is high. Ms. Courser said putting this project off another year will increase the cost to over \$1 Million and asked if the Town would lose the state reimbursement if the project is delayed.

Jim Bingham, Town Administrator, addressed the state funding saying: he has heard several times people say the money is “Tax payer paid wherever it comes from” and he agrees but added the reality in terms of funds is that the money is already “out of the tax payer’s pocket” and available to many towns competing for it. He said if Warner does not take the funds to improve an aspect of this town then there are many other towns that will take “your taxpayer’s money” to improve their town and make their town more attractive. Mr. Bingham answered Ms. Courser that delaying the project may remove the offer for state funds which would make this project funded wholly by the Town and it has already taken years to get to the point the project is at currently.

Debra Buckley said when people hear a term often enough they tend to believe “that’s the way it is.” She said this area keeps being referred to as a “dangerous intersection” and would like to know how many accidents have actually occurred in the past 5 or 10 years. Ms. Buckley’s question of whether the reality that drivers are in to much of a hurry and can not wait the extra seconds it takes for traffic to sometimes clear was followed by audience applause.

Police Chief William Chandler said the accident report has been forwarded to the administration, it is low in the Exit 9 area due to slow moving traffic with the biggest volume of traffic coming from the west. He said traffic may slow down but there is no order in traffic flow - drivers make their own order. He added that there are better accident statistics for the Exit 9 on/off ramp area of Rt 103 because traffic is moving faster but the lack of statistics does not alleviate the fact that drivers in that area make their own order and it needs to be addressed.

John Leavitt said he would like to Amend the Motion to reduce the total amount in Article 9 to \$600,000 but the Moderator said no Motion had been made yet to increase Article 9.

**Phil Stockwell made a Motion
to Move the Question**

Moderator said other hands were raised to speak and allowed additional speakers.

Sara McNeil said she understands that the area at Exit 9 is a gateway to the Town and asked who would be responsible for maintaining the landscape inside the roundabout? Mr. McCarthy answered that Rt 103 is a state road and the state would plow the road and around the roundabout but landscaping and sidewalks are the Town's responsibility, standard with state property involved in projects.

Jeanne Hand asked Mr. McCarthy to show her on his display how she would get to Subway coming from her house on the west side of Rt 89 and how tankers will get into the gas station. Mr. McCarthy said a tanker will go through the roundabout from the west and enter the gas station at the second driveway. He said Mrs. Hand could enter the first driveway in her vehicle but if she decided to enter at the second driveway, the aisle will be wider (extended into the state property abutting Rt 103) so that cars can pass by stopped cars at the pumps and go to the Subway side of the lot. He said cars will also be able to use the wider aisle to exit out around the pumps and stopped cars to the second driveway.

Glen Moyer said he felt the bigger issue was the lack of official vote to approve building a roundabout even though money was approved for it. He referred to 2014 Town Minutes in the Town Report page 107. Selectman Carson said plans were presented and voters were asked what they preferred at the last Town Meeting with the consensus being a roundabout. Mr. Moyer's comment that the situation was comparable to the fact that he "wanted to drive a BMW but couldn't afford one" - received applause and laughter from the audience. He said his point was that voters were being asked to spend a lot of money and there had not been an official vote to approve building a roundabout. He agreed with Selectman Carson that the plans were presented with the "intention" of building the roundabout but wanted to know when the official vote was taken.

Mrs. Bodnarick said the Selectmen have not just "run off with a blank check to build a roundabout", each phase has been discussed, step by step, voted on, approved and now Phase 3 Construction is being presented for voters to "Approve or Disapprove" as a project to build a roundabout.

Moderator said at the 2014 Town Meeting voters approved Article 9, to "appropriate \$45,000 to the already established Exit 9 Capital Reserve Fund". He said there was a vote to approve Phases 1 & 2, the Engineer Design of the project and agreed that a vote had not been taken to approve the project to build the roundabout. Reading from the 2014 Meeting Minutes he said: "*A resident asked if voting in favor of Article 9 was the final vote for approving a roundabout. Moderator answered, "No". Passing Article 9 was appropriating money for completing design Phase 2.*" He said he believed the voters are at the point now to vote on the final stage of the project.

Christine Frost asked and was told that Market Basket pays \$90,000 in taxes. She said Article 9 is asking for \$45,000 to be raised one time by taxation and in looking forward to Market Basket continuing to pay \$90,000 in taxes, future developers contributing to and increasing the tax base, she was supporting the passage of Article 9.

Selectman Carson made a Motion to Amend Article 9 to read:

Shall the Town raise and appropriate the amount of \$735,000 (Seven Hundred Thirty Five Thousand Dollars) for the construction of the Roundabout on Route 103 near Exit 9 on I -89, of

which \$490,245 (Four Hundred Ninety Thousand two Hundred Forty Five Dollars, which represents 66% of project cost) will be reimbursed by the NHDOT, \$114,000 (One Hundred Fourteen Thousand Dollars) will come from General Fund Balance (NHDOT reimbursement for Phase 1 & 2 design), \$45,000 (Forty Five Thousand Dollars) will come from the Exit 9 Improvements Capital Reserve Fund and \$ 85,755 (Eighty Five Thousand Seven Hundred Fifty Five Dollars) will come from taxation. Second.

Mr. Leavitt said this was a classic “bait and switch”, up until 3 PM today the project cost was \$600,000 and now many “niceties” have been added and the cost has increased by \$135,000. He said he was glad for the amendment which he could vote against and then vote in favor of the original \$600,000. He stated again that no Budget Committee member, Selectmen or Town resident has had the opportunity to review the costs versus the benefit of the additional items.

Andrew Bodnarick asked how not Passing the Amendment would affect the design plan being reviewed by the state and how would reverting back to the previous design affect state approval?

Mr. McCarthy said the additional items would not be possible if the project reverts back to the original cost. He said there are some increases and decreases not connected to the additions which means other areas would have to be reduced, adjusted or eliminated to get back to the \$600,000.

Nancy Ladd asked 1) what the impact of the project was on the tax rate and 2) how much more would it cost to add a bike path or sidewalk in the future?

Budget Committee Chair, Michael Cutting said the estimated tax rate he presented earlier did include the passage of Article 9 as amended by the increased costs.

Mr. McCarthy said it is more efficient and cost effective to have a contractor who is already on site do the sidewalk than to add one in the future but with the buffer between the curbing and the sidewalk, it could be done at a later date as could the landscaping.

Selectman Carson added that additional work at a later date would not have the 2/3 state funding.

A resident asked if the proposed bike path connected to another area or was it a “path to no where”? Mr. McCarthy noted on his display the start and stop of the bike path on the sidewalk and said the path is provided for “with in the limits of this project only”.

Selectman Allan Brown said the Town has been planning for years to apply for grants to extend sidewalks from the Old Graded School where they end now, to Market Basket. He said extending the sidewalks during this project seemed like a good opportunity toward that goal and would allow North Road residents to walk safely to Market Basket. He said he supported this to make the area look nice and wanted to continue looking forward to connecting Exit 9 area to town.

Mrs. McNeil asked how long the project would take to complete. Mr. McCarthy said the current time

frame is 4 months, the bid is straight forward, the most demanding part of the project will be to maintain access during construction, abutters have been talked with and are in favor of the project but have concerns about maintaining access for customers and suppliers therefore the project will be completed in stages.

Mr. Senor commented that the breakdown lanes in the Exit 9 area are the widest in Town and did not think a wide sidewalk would stop a car.

Debra Buckley asked how the roundabout would effect pedestrians crossing Rt 103 from one side to another. Mr. McCarthy pointed to his display showing a crosswalk connecting each side of Rt 103.

Moderator said a Motion had been made to Move the Question. A Vote was taken by a show of voters raising their Paper Ballot Packets. Motion Passed to Move the Question on the Amendment.

Richard Senor requested a Paper Ballot with support of 5 voters. Moderator stated the Vote is on the Amendment and explained that for the few voters who had a slightly different set of colors in the color "Yes/No" paper ballot they received, the dark and light blue ballots are to be used.

RESULTS on the Vote to Amend Article 9: YES: 91 NO: 69 Amendment Passed

Moderator said that Article 9 had been amended as such – pointing to the powerpoint presentation screen. He re-stated that the Amendment Passed and the next Vote will be on Article 9 as Amended.

James Gaffney, supported by 5 voters, requested voting by Paper Ballot.

Alfred Hanson had a Point of Question: he said Article 9 was Amended and asked if the Question had been Moved. Moderator said voters Moved the original Article in "the beginning". Mr. Hanson said voters Moved the Amendment, not the Article.

The Moderator explained the Amendment was Motioned, Seconded, put on the floor and a Vote was held on the Amendment. He said the original Article 9 was Motioned and Seconded "to bring forward" and now a Vote will be taken on Article 9 that was Moved and Seconded in it's original form as Amended.

Mr. Hanson asked the Selectmen if the project drawings that are at the state have been approved. Selectmen replied, "No". Mr. Hanson asked voters to "remember that". He said there is "no end to this", drawings that voters are being asked to vote on have not been approved by the state therefore what voters are voting on is really "unknown", as a member of the Budget Committee he can say that in requesting information about this project time and time again, not much information was provided but then at 3:00 o'clock this afternoon committee members were given the information that is being presented at tonight's meeting. Mr. Hanson said his point is about "how business is being conducted" not whether or not the town wants or doesn't want the roundabout and this may not be the way to do it. Moderator told voters to use the Orange or Pink "Yes/No" paper ballot depending on which color packet they had.

RESULTS for the Vote on Article 9 as Amended: YES: 87 NO: 68

Article 9 as Amendment Passed

Michael Cutting Made a Motion

to Restrict Reconsideration on Articles 8 and 9. Second.

Moderator explained that to “Restrict Reconsideration” meant that an Article may be brought up later in this meeting but no change to the vote can be made. He said voters may vote to hold another meeting no sooner than 7 days from today to consider the Articles again.

John Leavitt stated that it was his understanding that a petition with 25 voter signatures could also be submitted to cause a Town Meeting to be held. Moderator said he was unsure of the required voter signatures in support but a new meeting could not be held any sooner than 7 days and needed to be properly warned.

Moderator called for a Vote, explaining a “Yes” vote would Restrict Reconsideration of Article 8 & 9 while a “No” vote was in favor of possibly bringing Articles 8 & 9 back up for discussion.

Vote taken by a show of Paper Ballot Packets. Majority in Favor.

Motion Passed to Restrict Reconsideration of Articles 8 & 9.

ARTICLE 10: - PASSED

Shall the Town raise and appropriate the sum of \$10,000.00 (Ten 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, 7 – 0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Moderator introduced Assessing Clerk Martha Mical to present. She said Article 10 was asking to add money to the already established Capital Reserve Fund, if the money is not spent on utilities revaluation in 2015 then it will remain in the fund for the 2020 revaluation. Moderator said the current CRF balance = \$122,400.

Hearing no further discussion, Moderator called for a Vote.

Vote taken by a show of Paper Ballot Packets. Majority in Favor.

Article 10 Passed.

ARTICLE 11: - PASSED

Shall the Town raise and appropriate the sum of \$10,000.00 (Ten Thousand Dollars) to add to the already established Police Department Vehicle Capital Reserve Fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 7 – 0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Moderator introduced Police Chief William Chandler to present.

Chief Chandler said Article 11 was asking for funds to be added to the already established Capital Reserve Fund (CRF). He said the scheduled amount of \$15,000 is the request necessary to be consistent with level funding the vehicle replacement CRF. He wanted voters to be aware that in 2014, as in 2015, he reduced the scheduled amount to \$10,000 to help keep the overall budget increase to a minimum. He said after the next scheduled replacement is purchased (the 2010 cruiser) the CRF balance will be approximately \$3000. He said to replenish the funds and prepare for the scheduled 2017 replacement of the 2007 SUV future funding requests will have to be increased.

Suzanne Cummings asked if it would be advantageous to amend the request to \$15,000 this year and plan for \$15,000 in 2016? Chief Chandler said that would be a choice of the voters and his reason for stating it now was to not surprise voters next year with a larger request of at least \$20,000 to make up for the 2 years of reduced funding. He said requests are balanced against other department requests, the Vehicle CRF was on a good schedule and the point of Capital Reserves is to be prepared for known purchases.

Hearing no further discussion, Moderator called for a Vote.

Vote taken by a show of Paper Ballot Packets. Majority in Favor.

Article 11 Passed.

ARTICLE 12: - PASSED

Shall the Town establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purchase a new fire station site, and design and construction of a new fire station on that site, and further to raise and appropriate the sum of \$165,000 (One Hundred Sixty Five Thousand Dollars) to be placed in this fund? Further, to name the Board of Selectmen as agents to expend from said fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 4 – 3) (Majority vote required.)

Moderator read the Article. Motion and Second made. Moderator introduced Selectman Allan Brown to present. (powerpoint presentation on file)

Selectman Brown said:

1. Selectmen had voted not to use the site originally purchased 2 years ago for a New Fire Station
2. Selectmen voted to form a new committee to look at other pieces of land
3. Assessing Clerk Martha Mical assisted in finding land that met the Selectmen's criteria for a site
4. Martha and Committee members were thanked for their hard work, time and commitment
5. Location was the goal
6. Staying within the preferred area the Fire Department desired
 - a. Area of Exit 8 and a little beyond
 - b. Up Kearsarge Mtn Road to Pattee Road, about 9/10 mile near the old Mesa Buildings
 - c. State Sheds on Rt 103 near the Warner Transfer Station
7. Committee reviewed about 41 lots in total on “paper” maps
8. Physically went to 19 sites to evaluate
9. Additional sites were suggested and although outside the Selectmen's site parameters, they

were evaluated

10. Evaluation included
 1. Review for cost of site work and development of the land
 2. Slope and grade of the land
 3. Flooding issues
 4. Deed restrictions: Public Service rights, Right of Ways, etc
 5. Site availability: some sites were not on the market for sale
 6. Not desirable to incur the cost of removing a building and taking a home off the tax roll

Selectman Brown explained the top sites:

1. \$90,000, 8 acre parcel on sharp corner of Rt 103 East and Old Main Road, all 3 Selectmen walked the site, Selectman Brown laid out the building, since there was no money appropriated for site review, Selectman Brown asked a favor of an engineer to evaluate the site and was told that it would need 10 feet of fill, the river created restrictions to building which would result in the roofline as the only thing seen from the road
2. \$300,000, 4 acre lot abutting the Police Station lot on West Main Street on one side and Spilt Rock Road on the backside, the house would be sub-divided off leaving 2.9 acres for the Fire Station, deed restrictions included no commercial use, Selectman Brown said he contacted the 12 Split Rock Rd property owners, 6 said “No”, 5 said “Yes” and 1 call was not returned so that disqualified the site from the choices because advice from legal counsel was to “stay away” even if there was only 1 “No” vote.
3. A Property owned by an elderly gentleman was a good location but not for sale
4. A Property with a right of way for utilities was not for sale
5. Recommended site is Map 34, Lot 20, 2.6 acres, scoring the highest ranking
 - a. Did not make the top 4 because originally the lot was offered with the house and Selectmen did not want to buy the house
 - b. Several weeks later, seller returned to Selectmen to say he would sell the land only
 - c. Site is on West Main Street, 1/2 mile from the current Fire Station in the center of Town
 - d. Selectman Brown met with the state to discuss the driveway entrance
 1. Lot 20 was originally part of a 3-lot sub-division
 2. 2 State Driveway permits were issued
 3. State will not grant a third driveway permit
 4. State said because the lot would be owned by a municipality (the Town) the shared driveway between the house and the “New Fire Station lot” could be widened, a circle could be created - anything the Town needed to do to prevent having problems entering and exiting
 5. Selectman Brown pointed out the property boundaries on his powerpoint, showed where the sand and gravel area in the front of the property could be flattened, where trees needed to be cut to improve the visibility onto the road
 - e. Showed where the buildable area was, saying there is more area to build on and to create enough parking for 40 Fire Fighters than on the previous site and still meet setbacks from the brook and property lines
 - f. Another committee will be formed to review the building design on the lot
 - g. Although most of the site is flat, Selectman Brown pointed to an area that has a “divot” and spring melting runs down a gully eastward to the 2 neighbor's properties and homes

- h. Selectman Brown had a contractor provide a rough estimate for a solution to that problem, a small retaining wall to redirect the water away from the abutting properties
- i. Estimate for site prep at the previous site including running water and sewer, was about \$350K
- j. Estimate for site prep at Proposed site about \$200K (already has Town sewer & water)
- k. New site is “more user friendly and cheaper to develop”

Richard Senor asked if the State Shed near the Warner Transfer Station was considered because since the buildings already exist, there would be reduced costs to convert it into a Fire Station. Selectman Brown agreed he did not want to spend any more money than necessary and said the state closed the shed 2 years ago but still uses it as a fuel depot. He said he called the Division 5 State Engineer who said it may be 5 years before the state knows what it will do with the shed and it is not going on surplus currently.

Fire Chief Ed Raymond added that the Department wanted to be located before the Exit 9 area due to the fact that most Fire Fighters live on the east side of town and 75% of the calls are on the that side so it did not seem efficient to have to drive through a roundabout or a light at Exit 9 to get to the Fire Station and then come back through a roundabout or light to go to a call.

John Leavitt made a Motion

to Amend Article 12 by striking the last sentence and inserting, “ to name the Board of Selectmen and the Budget Committee as agents of said funds. A vote to approve expenditures shall require a 2/3 majority of members present at a meeting where at least a quorum of 6 members exist. A vote to be taken immediately following a Public Hearing on each expenditure.” Second.

Selectman Brown said he did not believe Mr. Leavitt could make that Motion because the Budget Committee does not have the authority to spend money. Mr. Leavitt said the Voting Legislative Body could appoint anyone as an Agent to Expend. He agreed the Budget Committee did not currently have the authority to spend funds but the Voting Body has the authority to give the Committee the authority to spend which to him makes sense since the Budget Committee is involved in the Budget review.

Selectman Brown said he personally did not agree with Mr. Leavitt. He said voters should trust the Board of Selectmen and Clyde Carson just ran unopposed.

Martha Bondarick, member of the Budget Committee, said she has read the RSA's and there are none that authorize the Budget Committee to spend, it is not the job of the Budget Committee to expend funds or criticize the job the Selectmen do, they are “our representatives”, we pledge allegiance to the flag and the republic, we elect representatives to do the job for us, if someone does not like the job the Selectmen are doing then they may run for the position. She asked voters to not restrict the Selectmen in the responsibilities of their job. She said she is tired of the town thinking it can run by committee and “we have to have our Selectmen authorized to be agents to spend.” Mrs. Bodnarick statements were followed by audience applause.

Mr. Leavitt said he agreed with Mrs. Bodnarick in that the Budget Committee does not have the authority to spend but neither does the Board of Selectmen. He said there are no RSA's that give the Selectboard the authority to expend from a Capital Reserve fund; it is the Legislative Body that gives the Board or anyone else they choose, the authority to expend. He said he thought about giving the Fire Department the authority but the Budget Committee already reviews Town expenditures on a yearly basis. He said

Elected Officials do the business of the people by working for the people and it is the people's responsibility to guide them in their decision making. He said the current property the Town purchased for the Fire Station site may not have been purchased if there was more input from more citizens. He said it is not a matter of "trust" but of the government system of "checks and balances" and he is trying to draw more people into the process of how decisions are taking place on large expenses.

James Gaffney said in reviewing events of the past few years, they seemed very rushed with very little public input. He said he did not think it was a matter of "trust". He said he has had conversations with Selectman Allan Brown and it is really about "checks and balances."

A resident made a Motion to Move the Question. Moderator said he recognized hands raised to speak and allowed them to.

Gerald Courser asked what the "price tag" on the land" was. Selectman Brown asked voters to note that the Article is recommended by the Budget Committee 4-3 and if he remembered correctly it is because at the time the Article was presented for review, the Selectboard did not know exactly what the "negotiated purchase price" would be but now they do and it is \$125,000 - land only. He said the remaining \$40,000 would be used to pay for engineers to determine additional site costs and for the architect to determine the cost of redesigning the current building plan since it was built "site specific" to the previous lot. He said as an example - and not speaking for the Fire Department - the station should ideally have 2 entrances so as to not have to move one truck to get to another. He said they want to try to modify the current building design and hopefully not lose all the money the Town has already paid to create it. Selectman Brown said a Building Committee will be formed and his intention is to know where the building is going before the design is addressed and his goal is to reuse the building plans.

Moderator said a Motion was made to Move the Question on the Amendment.

He read the Amended Article: **Shall the Town establish a Capital Reserve Fund under the provisions of RSA 35:1 for the purchase a new fire station site, and design and construction of a new fire station on that site, and further to raise and appropriate the sum of \$165,000 (One Hundred Sixty Five Thousand Dollars) to be placed in this fund? Then strike the last sentence, "Further, to name the Board of Selectmen as agents to expend from said fund?" and insert: "To name the Board of Selectmen and the Budget Committee as agents of said funds. A vote to approve expenditures shall require a 2/3 majority of members present at a meeting where at least a quorum of 6 members exist. A vote to be taken immediately following a Public Hearing on each expenditure."**

**Vote on Amendment by Voters raising Paper Ballot Packet. Majority Against.
Motion Failed.**

Andrew Bodnarick made a Motion to Move the Question and a request for a Paper Ballot was made. Moderator said the question could be moved but there were hands raised by people who wanted to speak. Mr. Bodnarick **withdrew his Motion.**

Cathy Creed asked if a Capital Reserve Fund already existed for this purchase and purpose and was there any money in it. Mr. Bingham, Town Administrator answered “No”, Article 12 is asking to “establish” a new CRF.

James Gaffney said this is similar to the process for the roundabout a few years ago: this Article is based on a foregone conclusion that the Town is authorizing building a new Fire Station and he believes there needs to be more discussion on exactly what the voters are authorizing. He said the authorization is not for \$165,000 but really for \$2 or \$3 Million and ball-park estimates would be appreciated by most people.

Moderator said a vote in the “Affirmative” is NOT voting for the final Fire Station or appropriations but is voting for purchasing land, engineering and redesign.

Martha Bodnarick said it was similar to the roundabout process, Selectman Brown and Committee have worked for almost 1 year to find a site and voting “No” is saying that there is no need for a new Fire Station while voting “Yes” is saying whether you want a new station or not you think it is the time to at least buy an acceptable lot. She said a “Yes” vote is to purchase land and prepare for the future – it is not to build a Fire Station.

Charlie Albano said he was at the Public Hearing in the fall, asked some questions that he would like to ask again and hear the answers for and to reiterate that Checks and Balances are important. His questions to the Selectmen:

1. How much was spent on the Fire Station property (that the Town Currently owns)?
2. How much was spent on the Architectural drawings which were site specific?
3. Who approved the land purchase and the Architectural drawings (since he has been told there are no minutes of meetings when these actions took place and that there was no committee except the Selectmen and 1 or 2 members of the Fire Department)?

Mr. Albano re-stated how important it is to have Checks and Balances, for example: How was the purchase price negotiated? Were there 3 realtors who gave that bid? Were there 3 bids from Architectural Firms? He said there are a series of questions that everyone needs to pay attention to because Selectman Brown may have the best intentions for the Town but he is not an architect or a land surveyor or someone who sets property values. Mr. Albano said it was critically important every step of the way and he did not want to approve \$165,000 when there are only guesstimates on excavation work or a possibility that the property owner will sell for \$125,000 and what if the property is only worth \$55,000? He said he is not willing to spend his tax payments on the unknown. He said he had a Motion but wanted to hear the Selectmen’s answers first.

Selectman Brown said he had the bookkeeper look up the expenses for the purchased Fire Station site:

Warren Street Architects, earthwork, hooking up water and sewer = \$125,751

Land purchase price = \$76,180

Remove the building on the land = \$3,255

An Engineer company = \$500

Tri-state permitting = \$1,350

Total = \$207,036

Selectman Brown said originally, the owner did not want to sell the land without the house but he came

back to the Selectmen and said he would sell the land only asking a firm price of \$125,000 knowing that he may not be able to sell the house without the land. Selectman Brown said land only is assessed at \$80,000.

To Question #3, Selectman Brown said he was not on the Board so he “assumes” the Board of Selectmen at that time approved expenditures on land and architects. Mr. Albano said he was told there were no minutes of any of the processes and that is why Checks and Balances are important.

Selectman Brown said to answer a previously asked question of Mr. Albano’s concerning traffic, the count near Willow Brook, near the United Church of Warner is 3800 cars a day.

Selectman Hartman responded to Mr. Albano saying that he is not sure what he means that “there aren’t any minutes” because he distinctly remembers being at meetings where the acquisition of the property and hiring the architect were discussed and the motions - although he said he could not state the dates - he is sure the Selectmen’s secretary, Mary, did not miss important decisions and votes such as those. Mr. Albano restated that what the Board of Selectmen said at the Public Hearing was that there were no meeting minutes.

Selectman Brown said that it was his understanding that when the Fire Department chose the land.....he did not think – then addressing Fire Chief Ed Raymond Selectman Brown asked if there were minutes of those meetings? Chief Raymond responded, “No” and said he was not involved with the process when the land came up for sale but remembers there was a potential for a grant.

Mr. Albano said his point was that almost a quarter of a million dollars was spent out of a Capital Reserve Fund with virtually no oversight other than by the Selectmen. He said he has walked the current site, believes it is unbuildable, has gone through the grant process himself many times and can say that “homework” was not done. He said when talking now about expense as the “first line” of building a Fire Station he feels there are a lot more questions than answers. Mr. Albano said it is important to go through the process deliberately, take the time necessary to make good decisions and to him this process seems rushed. He said Weaver Brothers Construction Company offered the sand pit site at/near exit 8, Schoodac Road, yet he has not heard a discussion on why that site can not be used other than Selectman Brown and another Selectman looked at the site and decided it was not an option.

Selectman Brown said a corner of the sand pit near the highway is what is being offered, it is an area that has had a lot of excavating, it would need a lot of fill, there would be a “lousy” approach to the site, the hill at the guardrail has a steep drop off and to make it “usable” does not “make any sense”.

Mr. Albano made a Motion to Amend Article 12 by adding:

- 1. No purchase of property until state driveway is approved**
- 2. 3 estimates of market value of property to be purchased**
- 3. 3 estimates of bids from Architectural Design Firms to design the new Fire Station**
- 4. 3 estimates on cost of construction of the new Fire Station,**
- 5. All these findings are presented at a Public Hearing before final approval**

Second

Chief Raymond said it was his understanding that the current building was designed using the footprint of the land, there were several different permits that were needed and were approved, the process was not a quick one - it took about 5 years, although he was not involved as much as other fire members were there was a lot of thought put into the project design.

Hearing no further discussion, Moderator called for a vote on the Amendment. He asked voters to hold up their ballot packets as he counted those in Favor first and then voters against the Amendment.

RESULTS on the Vote on the Amendment to Article 12: YES - 47 NO - 63 Amendment Failed

Moderator called for a vote on Article 12 as originally presented. Paper Ballot called for supported by 5 voters. Moderator said that the yellow paper ballot would be used to cast a "YES" vote in Favor of Article 12 and a "NO" to vote against Article 12.

RESULTS on the Vote on Article 12: YES - 76 NO - 50 Article 12 Passed.

ARTICLE 13: - PASSED

Shall the Town raise and appropriate the sum of \$288,000.00 (Two Hundred Eighty Eight Thousand Dollars) to be added to the already established Highway Road Construction Capital Reserve Fund? \$139,000 (One Hundred Thirty Nine Thousand Dollars) will come from General Fund Balance, \$149,000 (One Hundred Forty Nine Thousand Dollars) to come from taxation. (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 7 – 0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Selectman Brown explained that the money will be used to reconstruct about 6/10 of a mile of Waldron Hill Road, from Flanders Road to the top of the hill, complete rehabilitation includes: culverts, gravel, clay and about 10,000 feet of underlay, some of the funds to support the project will come out of the operating budget and the road is very difficult to maintain in its current condition.

Asking for and hearing no questions, Moderator called for a vote on Article 13. He asked voters to hold up their ballot packets as he counted those in Favor and then voters against the Article. Majority in Favor. **Article 13 Passed.**

**David Karrick made a Motion
to Restrict Reconsideration on Article 10, 11,12, 13. Second.**

Moderator explained again what it meant to Restrict Reconsideration and asked if there were any questions. Hearing none, Vote taken by raised Paper Ballot Packet. Majority in Favor. **Motion Passed.**

ARTICLE 14: - PASSED

Shall the Town raise and appropriate the sum of \$53,000 (Fifty Three 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, 4 – 3) (Majority vote required.)

Moderator read the Article and said the Highway Equipment Capital Reserve Fund balance = \$126,496. Motion and Second made.

Selectman Allan Brown explained the funds requested would keep the fleet in near stable condition as replacements are needed. He presented Tim Allen, Acting Director of Public Works, who had prices to purchase an F550.

Mr. Allen said they need to replace the 2008 550 Ford Dump Truck. He said the 2006 has had considerable repairs in the last 4 years and is in better condition, in his opinion, than the 2008 which is in need of engine and transmission repairs. He said costs to replace the 2008 are approximately \$85,000: \$43,900 for cab and chassis and remainder for the body, plow assembly, stainless steel. He said he would recommend this purchase to keep up with the fleet replacement and take some stress off the older trucks.

Asking for and hearing no questions, Moderator called for a vote on Article 14. He asked voters to hold up their ballot packets as he counted those in Favor and then voters against the Article. Majority in Favor. **Article 14 Passed.**

ARTICLE 15: - PASSED

Shall the Town raise and appropriate the sum of \$25,000 (Twenty Five Thousand Dollars) to be added to the already established Fire Equipment Capital Reserve Fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 7 – 0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Selectman Clyde Carson explained Article 15 would provide money to pay for necessary fire equipment because the Fire Equipment Capital Reserve Fund balance is about zero. Fire Chief Ed Raymond explained that breathing apparatus equipment needed to be brought up to date and although a grant was applied for, it was not guaranteed so the department wanted to start replacing some of the equipment in case the grant is not awarded.

Asking for and hearing no questions, Moderator called for a vote on Article 15. He asked voters to hold up their ballot packets as he counted those in Favor and then voters against the Article. Majority in Favor. **Article 15 Passed.**

ARTICLE 16: - PASSED

Shall the Town raise and appropriate \$5,000 (Five Thousand Dollars) to the previously established Odd Fellows Building Capital Reserve Fund for the purpose of hazard mitigation of this Brownfield site? (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 5 – 2) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Selectman David Hartman explained: whether the building is rehabbed or torn down, the money will go towards the requirement that the Town clean up the hazardous waste in the building. He said the Town will be looked at favorably when it applies for grants to clean up the hazardous material if there is money in the fund.

Gerry Marsh asked if a time limit for re-purposing the building could be set and he does remember a 5-year time limit put on the building some years ago. Selectman Hartman said it was “open ended” without a time limit back in 2001 when the Town bought the building and asked the Selectmen to do something with it.

Rebecca Courser said she has been on the Odd Fellows Committee “forever”, every agreement entered into with a potential buyer takes time, Bob Irving is the current potential buyer and is a very serious potential developer, he has a contract till May 2015 with the Town, he is working on his financing. Ms. Courser said if someone is interested in the building, although it takes time to go through the processes, it is better to have the building back on the tax roles than to tear it down.

John Leavett said as a Budget Committee member he has asked the Selectmen what plan “B” is if the building is not sold. He said he did not know if Mr. Irving was committed to the project so there should be a back-up plan. Ms. Courser said that there was. Mr. Leavett said he has asked the question of the Selectmen and there was no plan “B” stated at that time. He said it is his opinion that after 15 years of the Town owning the building and if there is no interest by the Selectmen to take the building down then there should be a plan “B” because it costs the Town money to keep the building.

Ms. Courser said that the building costs the Town because there are no taxes being collected on it, there has not been a lot of money put into the building by the Town and when once there is no one interested in pursuing developing the building then “Plan-B, The building has to come down” can be enacted.

James McLaughlin, Chairman of the Odd Fellows Building Committee, said the best estimate to tear the building down was approximately \$100,000 which would be a Town expense.

James Gaffney said the money spent on the building is more than the \$5000 being asked for in Article 16 because the Town “throws money at it year after year”, the issue is liability and if there is no Plan “B” or anyone else interested in it then the building should be put up for auction.

Richard Cook asked what the balance was in the established Odd Fellows Building Capital Reserve Fund and was told \$5000.

Motion made to move the Question. Second. Vote taken. All in Favor to Move the Question.

Moderator called for a vote on Article 16. He asked voters to hold up their ballot packets as he counted those in Favor first and then voters against the Article. Majority in Favor.

Article 16 Passed.

**Martha Mical made a Motion
to move Article 24 be heard next. Second.**

Question by Allan McCausland on the need to hear Articles out of order when there are residents present to hear all Articles not just a few.

Moderator called for a vote on the Motion. He asked voters to hold up their ballot packets as he counted those in Favor first and then voters against the Motion. Majority in Against.

Motion Failed.

ARTICLE 17: - PASSED

Shall the Town raise and appropriate the sum of \$10,000 (Ten Thousand Dollars) to be added to the previously established Town Hall Building Improvements Capital Reserve Fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 7 – 0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Selectman Clyde Carson explained the money requested would be used toward the replacement of the Town Hall Lift, one that was “more user friendly” and the cost - approximately \$50,000.

Asking for and hearing no questions, Moderator called for a vote on Article 17. He asked voters to hold up their ballot packets as he counted those in Favor and then voters against the Article. Majority in Favor.

Article 17 Passed.

ARTICLE 18: - PASSED

Shall the Town raise and appropriate \$10,000 (Ten Thousand Dollars) for the preservation of Town Records? (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 7– 0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Selectman Allan Brown explained the Town has gotten behind in preserving Town Records that it needs to preserve by law. He said the Town Clerk has given the Board an estimate of \$70,000 to “catch up” and providing these funds is a start to doing that.

Asking for and hearing no questions, Moderator called for a vote on Article 18. He asked voters to hold up their ballot packets as he counted those in Favor and then voters against the Article. Majority in Favor.

Article 18 Passed.

ARTICLE 19: - PASSED

Shall the Town vote to establish a contingency fund in accordance with RSA 31:98-a for the current year to be used by the Board of Selectmen for unanticipated expenses that may arise and further to raise and appropriate the amount of \$10,000 (Ten Thousand Dollars) to be placed into the fund?

This sum is to come from the General Fund Balance and no amount to be raised from taxation. Any appropriation left in the fund at the end of the year will lapse to the General Fund. (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 7-0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Selectman Clyde Carson explained that according to RSA, state law, if the Town wants to establish a contingency fund then it must get approval at Town Meeting every year because the unspent funds are returned to the Town's General Fund at the end of the year in which they are approved. He said the contingency fund allows the Town to have funds available for any unexpected expenditures.

Motion made to move the Question. Second. Vote taken. All in Favor to Move the Question.

Moderator called for a vote on Article 19. He asked voters to hold up their ballot packets as he counted those in Favor first and then voters against the Article. Majority in Favor.

Article 19 Passed.

ARTICLE 20: - PASSED as AMENDED

AMENDED: Shall the Town establish a Library Building Capital Reserve Fund under the provisions of RSA 35:1 for renovating and repairing the Pillsbury Free Library building and to raise and appropriate \$42,000 (Forty Two Thousand Dollars) to be placed in this Fund? Further, to name the Board of Trustees of the Pillsbury Free Library as agents to expend from said fund?

ORIGINAL: Shall the Town establish a Library Building Renovation Capital Reserve Fund under the provisions of RSA 35:1 for renovating and repairing the Pillsbury Free Library building and to raise and appropriate \$42,000 (Forty Two Thousand Dollars) to be placed in this Fund? Further, to name the Board of Trustees of the Pillsbury Free Library as agents to expend from said fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 7-0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Sara McNeil, Library Trustee, Presented a Motion

to Strike the word “Renovation” from the name of the Capital Reserve to better represent the intention of the Capital Reserve Funds. Second.

Ms. McNeil explained that the funds will be used for “damage control”, there was a major roof leak, the drainage is very poor and has been for many many years, several attempts to repair it have not worked and have cost a significant amount of money, repairs need to be made on the walls too.

Ms. McNeil said in the Fall of 2014 the Library received a \$50,000 LCHP (Land, Conservation Heritage Program) - Matching Fund Grant which is the reason for the request to establish a Capital Reserve. Discussion followed regarding the future use of the CRF. Moderator clarified that Article 20 states the CRF has a purpose and its use is limited to “renovating and repairing” the Pillsbury Free Library building.

Asking for and hearing no further questions, Moderator called for a vote on the Amendment. He asked

voters to hold up their ballot packets as he counted those in Favor first and then voters against the Amendment. Majority in Favor.

Amendment Passed.

Moderator called for a vote on Article 20 as Amended. He asked voters to hold up their ballot packets as he counted those in Favor first and then voters against the Article. Majority in Favor.

Article 20 Passed as Amended.

ARTICLE 21: - PASSED

Shall the Town establish a DPW Facility Improvements Capital Reserve Fund to make improvements to the DPW buildings, to raise and appropriate \$5,000 (Five Thousand Dollars) to be placed in this Fund and to name the Board of Selectmen as agents to expend from said fund? (Recommended by the Board of Selectmen; Recommended by the Budget Committee, 7 – 0) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Selectman Allen Brown explained that the fire at the Henniker Highway Facility was cause to review Warner's Highway Facility, it had a Fire Alarm System installed when it was built but Selectman Brown said he learned that the Henniker Facility had a Fire Alarm and not a Suppression System. He said Article 21 is asking for money to research the cost and possibility of installing a Suppression System in the Warner Highway Facility Building.

Selectman Brown answered Sara McNeil that the Highway Building does not have a sprinkler system. He said a few years ago the Town installed a sprinkler system in the current Fire Station.

James Gaffney said he understood the cause of the fire in Henniker to be electrical and that there are many considerations when suppressing a fire based on what started it. Selectman Brown said he had heard the cause was a short circuit in a truck and that may also have been the cause of Hopkinton's Highway Building fire. Mr. Gaffney said his concern is that a suppression system will need to be able to handle various "types" of fires. Selectman Brown said the money requested in Article 21 would be spent on an engineer with the expertise to advice the Town on what is needed.

Asking for and hearing no further questions, Moderator called for a vote on Article 21. He asked voters to hold up their ballot packets as he counted those in Favor first and then voters against the Article.

Majority in Favor.

Article 21 Passed.

ARTICLE 22: - PASSED

To see if the town will vote to adopt NH RSA 673:6, 1(a) to authorize the Board of Selectmen to Appoint, within their sole discretion, 5 (five) or fewer alternate members to the Warner Planning Board. An alternate member appointed by the Board of Selectmen shall serve a term of 3 (three) years. (Majority vote required.)

Moderator read the Article. Motion and Second made.

Selectman Clyde Carson explained this is a “housekeeping” issue, in review of appointing Planning Board members the Selectmen could not find when the Town had adopted the RSA that allows them to appoint alternates. Rick Davies, Chairman of the Planning Board, said alternates are important members because full Members can not always be at every meeting and alternates need to be able to fill in. He said it is a learning process for alternates as they attend meetings and learn the laws and procedures the Planning Board follows.

**James Gaffney made a Motion
to Amend Article 22 to have Planning Board Members elected.**

Mr. Gaffney said his reason for the Amendment was because the ordinances carry the weight of law, the Town voted on 4 changes proposed by the Planning Board on the Town Ballot at the Election yesterday that have a large impact on all residents. He said these are important positions and are worthy of being elected positions.

No Second. Motion Failed.

Hearing no further questions, Moderator called for a vote on Article 22. He asked voters to hold up their ballot packets as he counted those in Favor first and then voters against the Article. Majority in Favor.
Article 22 Passed.

ARTICLE 23: - PASSED

“Resolved that the State of New Hampshire provide a comprehensive meaningful system of funding for State Education needs. To see if the Town will vote to ask our governor and our state legislators to reform state funding for education with that reform to be directed to significant reduction of property taxes? The record of the vote approving this article shall be transmitted by written notice from the Select Board to the governor and state legislators informing them of the instructions from their constituents within 30 days of the vote.” (Recommended by the Board of Selectmen) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Selectman Clyde Carson reminded voters that a similar Article and resolution was approved in 2014, the resolution in Article 23 is being presented for a vote at several Town Meetings around the state, the goal is to start state level discussions about reducing Property Taxes, if people are not happy with the rate at which property taxes are growing then they need to vote in support of this Article and it is basically a message to the State House that they need to do something.

James Gaffney said he was not sure this Article addressed the core issues - those being local not state issues, voters could choose to go to any of the many meetings that are held, hopefully to directly impact how high taxes are in regards to the school budget in the Kearsarge District and the problem is not at the state but whether or not people are willing to show up and put forth some input.

Motion to Move the Question. Moderator said there were 2 speakers then he would move the Question.

Ben Frost said he would say to Mr. Gaffney that the Supreme Court of the State disagrees.

John Leavett said he agreed it was a local issue: the problem is the expenditures of the school system, not the funding and the funds that are being expended locally. He said if the state starts giving money to education it is going to open up the coffers for the school systems and it will "go through the roof" like it did with colleges when the Federal Government started to subsidize.

Vote taken on the Motion to Move Article 23. All in Favor.

Moderator called for a vote on Article 23. He asked voters to hold up their ballot packets as he counted those in Favor first and then voters against the Article. Majority in Favor.

Article 23 Passed.

ARTICLE 24: - PASSED

To see if the Town will direct the Board of Selectmen to place the town owned property identified as Map 29 Lot 001 (136 East Main Street) for sale prior to May 30, 2015. To be sold as described in said Deed as recorded at the Merrimack County Registry of Deeds on November 1, 2010. Sale of this property should take place as soon as possible. (Submitted By Petition) (Majority vote required.)

Moderator read the Article. Motion and Second made.

Moderator introduced Barbara Annis who submitted the petition to speak. She said she became interested in this issue when she heard there was a possibility that the site purchased by resident tax dollars paid into a Capital Reserve Fund to build a new fire station might be used for another purpose. Mrs. Annis said if residents purchased the land through taxes, the land should be sold if it is not going to be used for the purpose it was purchased for and the money returned to the CRF for the New Fire Station.

She explained the reason for the wording of the petition:

1. Residents are "directing" the Board of Selectmen as opposed to "authorizing",
2. The Board was given authority to sell land by voters at the 2012 Town Meeting by approving Article 12
3. Voters allowed to do that according to RSA 41:14-a
3. RSA 41:14-a states
 - a. The Board will go before the Conservation Commission and Planning Board for recommendation
 - b. 2 Public Hearing must be held no closer than 10 days apart
4. May 30, 2015 deadline gives the Board adequate time to schedule all the required meetings and comply with the law
5. "To be sold as recoded in said deed as recoded at the Registry of Deeds"
6. One "rumor" that Town may keep part of the property and place an easement on it for use by the Rails and Trails
7. Already is an easement on the property which there can be
8. Selectman Brown had suggested sub-dividing and selling the 2 tracts of land on the property

separately

9. Mrs. Annis feels that with another easement or selling the property in smaller lots it will not be worth anything

10. Intent of the petition is to protect the town

James Gaffney asked if direction was required on how the proceeds from the sale of the land will be handled because it was money spent from a Capital Reserve? Clearing up some audience discussion, Mrs. Annis said there was going to be an "Understanding" attached to this Article but Department of Revenue said that was not allowed. She said money received from the sale of this property must go into the Town's General Fund and the next year at Town Meeting a Warrant Article could be presented for voters to vote the amount of money the property was sold for to be taken from the Unexpended Fund Balance/Surplus (General Fund) and put back into the CRF for the Fire Station.

Rick Davies asked what was meant by: "Sale of this property should take place as soon as possible"? Months, years? Mrs. Annis said it does not mean "14 Years" (referring to the Odd Fellows Building discussion previous re: Town time limit owning the property).

Charles Albano asked and was told the purchase price was \$76,180. Through brief discussion it was clarified that the Article states to put the property up for sale "by May 30, 2015" and the "sell by date" is not set.

Motion to Move the Question. Vote taken and passed to Move the question.

Moderator called for a vote on Article 24. He asked voters to hold up their ballot packets as he counted those in Favor first and then voters against the Article. Majority in Favor.

Article 24 Passed.

ARTICLE 25: - Passed Over

To see if the town will establish a dog park on town owned land on East Main Street (Map 29, Lot 1), where dog owners can allow their dogs to exercise and run in safety and out of the way of activities at the other town owned parks and recreational fields. (Submitted By Petition)

Moderator said due to the Passing of Article 24 he would skip over Article 25. Peter Savlen, who submitted the petition, asked to speak. Moderator agreed.

Peter Savlen, briefly explained his reasons for submitting the Petition: there is no Town owned approved area to let dogs run, he was approached by people who supported a Town area for dogs to run and the site that is not going to be used for the New Fire Station is easy to get to by people walking their dogs or by people driving. He said he was "pulling the Article" but asked that people who were interested in pursuing a dog park to please contact him.

ARTICLE 26: - FAILED

Shall the Town vote to rescind the Board of Selectmen's authority to act as authorized agents of the Highway Equipment Capital Resere Funds? All Expenditures henceforth must be approved by majority vote of the legal voters present and voting at an annual or special town meeting as per RSA

35:15. (Submitted By Petition) (Majority vote required)

Moderator read the Article. Motion and Second made. He introduced petitioner John Leavitt to present

John Leavitt Made a Motion to Amend Article 26 to read:

Shall the town vote to rescind the Board of Selectman's authority to act as sole authorized agents of the Highway Equipment Capital Reserve Funds. All expenditures henceforth must be approved by a 2/3 majority of the three Selectmen and eight Budget Committee members in which a quorum of at least six members are present. Vote must be taken immediately following a public hearing on each proposed expenditure. Second.

Mr. Leavitt said he was going to pull the Article due to the vote on a similar Amendment he made earlier in the meeting but decided not to due to interest in the Amendment and that reconsideration can not happen unless there is a vote on the Article. He noted that a lot of the audience had left the meeting but if anyone was interested in reconsideration of the Article or Amendment to please contact him.

Hearing no further discussion, Moderator called for a Vote on the Amendment. He asked voters to hold up their ballot packets as he counted those in Favor and then voters against the Article. Majority Against.
Amendment to Article 26 Failed.

Moderator called for further discussion.

Andrew Bodnarick said he was tired of people trying to "change the law and quote what is not in the law." He suggested that the Selectboard consult with legal counsel to clarify all the issues that were presented at tonight's meeting as amendments and he was "thankful that they were voted down.

Calling for and hearing no further discussion, Moderator called for a Vote on Article 26 as originally presented. He asked voters to hold up their ballot packets as he counted those in Favor first and then voters against the Article. Majority Against.
Article 26 Failed.

Motion by Allan McCausland to

Restrict Reconsideration on Articles 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24,25, 26. Second.
Vote taken by a show of Paper Ballot Packets. Majority in Favor.
Motion to Restrict Passed.

Motion made to Adjourn. Second.

Vote Taken..... All in Favor.....**Motion to Adjourn Passed.**

Meeting Adjourned at 11:36 PM

Respectfully Submitted,

Judith A. Newman-Rogers,
Warner Town Clerk