

RECORDS OF TOWN MEETING
DELIBERATIVE SESSION MINUTES
FEBRUARY 10, 2010
SANBORN REGIONAL MIDDLE SCHOOL

Moderator Robert Dezmelyk opened the meeting at 7:00 p.m. and led the legislative body in the Pledge of Allegiance. He noted that this was the 261st Annual Town Meeting of Newton NH, give or take a few years. Mr. Dezmelyk started the meeting by thanking those residents in the armed forces that serve our country, and have served our country in the past, as far back as 1774. He went on to say that our thanks should be extended to the families of those that serve, particularly those overseas, because of the burden they bear, that of loneliness, and the stress and fear of not knowing the situation of their loved ones. The moderator introduced two members of the Board of Selectmen; Robert S. Donovan Jr., and Raymond D. Thayer. Mr. Dezmelyk then noted that Chairwoman Trisha McCarthy could not be in attendance that evening because of a previously scheduled meeting of which she is an important participant. He read a welcome statement on behalf of Mrs. McCarthy.

The remainders of the meeting officials were introduced; Town Administrator Nancy J. Wrigley, Selectmen's Administrative Assistant Mary Winglass, Supervisors of the Checklist Lisa Fortin and Barbara White, and Cable Committee members Sally Woodman, Diane Morin, Tavish Forsythe, Tom Gasse, Sue Godin and Mary Winglass. Mr. Dezmelyk added that long-time cable committee member Pauline Morse was injured in a fall, and asked that everyone keep her in their thoughts and prayers that she may have a speedy recovery. There were 57 people, including officials, in attendance at the start of the meeting.

Mr. Dezmelyk instructed the body of their job that evening, which was to discuss, amend where they saw fit, and place on the ballot the warrant articles in front of them, noting that there were a few articles that could be discussed but not amended, such as the zoning article. The occasional "friendly" amendments will be allowed in order to get the wording correct. The moderator then noted that there were a few non-residents present, sitting in a designated area. He reminded them that their comments would be welcomed, but they weren't allowed to vote.

Moderator Dezmelyk read the warrant giving notice of the polls opening from eight o'clock in the morning until eight o'clock in the evening, this year being held at the Newton Town Hall instead of the Memorial School.

"To the inhabitants of the Town of Newton, N.H. in the County of Rockingham, in said State, qualified to vote in Town Affairs; you are hereby notified to meet for the first session of the annual meeting, which shall be for the explanation, discussion and debate of each warrant article and the transaction of all business other than voting by official ballot to be held at the **Sanborn Regional Middle School on Tuesday, February 2, 2010 at 7:00 PM**; the **second session to be held at the Newton Town Hall, in said Newton, on Tuesday, the ninth day of March next, at eight o'clock in the forenoon, to choose all necessary Town officers** for the ensuing year by official ballot, and to vote on all issues before the Town of Newton on the official ballot; the polls to be open at eight o'clock in the forenoon and to close not earlier than eight o'clock in the evening."

1. To elect all necessary Town Officers for the ensuing year.
2. Are you in favor of the adoption of **Amendment No. 1** as proposed by the Planning Board for the Town of Newton Zoning Ordinance as follows?

Amend DEFINITIONS as follows:

DEFINITIONS

Amend Section V Residential A Zone Area Regulations paragraph 2, Section VII Residential B Zone Area Regulations paragraph 2, and Section XI Commercial Zone Area Regulations paragraph 4 as follows:

Lot Area:

Every lot shall be a minimum of one hundred twenty-five (125) feet wide at all locations measured from the frontage in a continuous line back one hundred (100) feet toward the rear of the lot along the side lot lines. All measurements are to be taken inside of the lot boundary lines. *In a case in which the frontage is curved, such as along a cul-de-sac, the lot shall be a minimum of one hundred twenty-five (125) feet wide at all locations measured from a line tangent to the frontage curve in a continuous line back one hundred (100) feet toward the rear of the lot.*

THE PLANNING BOARD DOES RECOMMEND THIS ARTICLE 5-0

3. To see if the Town will vote to raise and appropriate, as proposed by the Newton Police Chief, the sum of **One Million, Two Hundred, Sixty Eight Thousand Dollars (\$1,268,000.00)** for the design, engineering, site preparation, building construction and renovation, equipment and furnishing of the Newton Police Department. Said construction, renovation and related references are proposed for the current Police Station location at 2 Amesbury Road, and to further authorize the issuance of not more than **One Million, Two Hundred, Sixty Eight Thousand Dollars (\$1,268,000.00)** in the form of bonds and/or notes under and in compliance with the provisions of the Municipal Finance Act, NH RSA 33 as amended. To authorize the Selectmen to apply for, obtain and accept federal, state or other aid, if any, which may be available for said project and to comply with all laws applicable to said project; and to authorize the Selectmen to issue, negotiate, sell and deliver said bonds and/or notes, and to determine the rate of interest thereon and the maturity, and other terms thereof.
(3/5 ballot vote required)

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

Newton Police Chief Larry Streeter motioned to amend the article, decreasing the dollar amount to Seven Hundred, Forty Two Thousand Dollars (\$742,000.00), seconded by Mary Allen. Chief Streeter spoke on the amendment. A voice vote carried the amendment.

ARTICLE #3 WILL APPEAR ON THE BALLOT AS AMENDED

4. "Shall the Town of Newton raise and appropriate as an operating budget, not including appropriations by special warrant articles and other appropriations voted separately, the amounts set forth on the budget posted with the warrant or as amended by vote of the first session, for the purposes set forth therein, totaling \$2,921,213.00?

Should this article above be defeated, the default budget shall be \$2,875,861.00, which is the same as last year, with certain adjustments required by previous action of the Town of Newton or by law; or the governing body may hold one special meeting, in accordance with RSA 40:13, X and XVI, to take up the issue of a revised operating budget only."

NOTE: This operating budget warrant article does not include appropriations contained in ANY other warrant articles.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #4 WILL APPEAR ON THE BALLOT AS WRITTEN

5. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen, the sum of **\$65,000.00 for a full time Building Inspector / Code Enforcement Officer**, including payroll taxes and benefits and to eliminate the current part-time positions of Building Inspector and Code Enforcement Officer. **(All permit fees will revert back to the Town.)** This money raised is for a partial year beginning in April 2010.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0
(If this article is approved, this position will become a part of next year's operating budget.)

Jim Doggett made a motion to add the wording "and inspection fees" after the phrase "All permit fees". Motion was seconded. No discussion on the amendment, voice vote taken, and the ayes carried the amendment.

Ralph Fellows questioned whether the position would have required qualifications, and if so, the article should state it as such. Selectmen Donovan agreed and made a motion to add the word "qualified" before "Building Inspector/Code Enforcement Officer". Motion was seconded. No discussion on the amendment, voice vote taken, and the ayes carried the amendment.

ARTICLE #5 WILL APPEAR ON THE BALLOT AS AMENDED

6. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen, the sum of **\$12,000.00 including payroll taxes, for a part-time Permit Clerk for the Department of Building Safety.**

This money raised is for a partial year beginning in April 2010.

THE BOARD OF SELECTMEN DOES NOT RECOMMEND THIS ARTICLE 0-3
(If this article is approved, this position will become a part of next year's operating budget.)

Jim Doggett questioned why the selectmen would put this article on the warrant if they do not recommend it. Selectman Donovan explained that after the warrant was written, the Board had reconsidered their recommendation.

Jay Pramberg made motion, to zero out the dollar amount. Motion seconded. Discussion ensued concerning the legality of changing a dollar amount to zero. The moderator explained that dollar amounts, in most cases, can be amended up or down, and to zero, if so desired. Voice vote taken and the ayes carry.

ARTICLE #6 WILL APPEAR ON THE BALLOT AS AMENDED

The moderator then answered an earlier query on revisiting a warrant article, stating that yes, the body may vote to go back to discuss a previous warrant article already considered.

Lynn Simone then made a motion to revisit warrant article #5. Motion was seconded. A voice vote was taken twice, followed by a hand count. Yes-26 No-14

MOTION TO REVISIT ARTICLE # 5 CARRIES

Mary Allen motioned to change the dollar amount from \$65,000.00 to zero. Motion was seconded by Lynne Simone. Residents Mary Riordan and John Meserve stated they disagreed with changing the dollar amounts to zero, and that residents have the right to vote on articles as they were written. A voice vote was taken, followed by a hand count. Yes-14 No-28.

MOTION TO AMEND ARTICLE #5 FAILS

Jim Doggett offered an amendment to add the words "up to" in front of the dollar amount of "\$65,000.00", to strike the words "full time" and to add the word "any" in front of "benefits", explaining that this would empower the selectmen to hire one person as needed for as many hours as necessary.

A voice vote was taken, the ayes carry.

ARTICLE #5 WILL APPEAR ON THE BALLOT AS AMENDED

7. To see if the Town will vote to **change the office of Town Treasurer from an elected position to an appointed position**, per RSA 41:26-e. Such appointment shall be made in accordance with RSA 669:17-d by the Board of Selectmen. Such appointment shall be made in writing and shall include the compensation to be paid. *(Should this article pass, the elected Treasurer will hold office until the first town election following the discontinuance of the office at which time the elected Treasurer's term shall terminate.)*

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 2-1

ARTICLE #7 WILL APPEAR ON THE BALLOT AS WRITTEN

8. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen & the Town Administrator, the sum of **\$10,000.00 including payroll taxes**, for the purpose of **hiring a Part-Time Secretary** to assist the Board of Selectmen. This money raised is for a partial year beginning in April 2010.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 2-1

(If this article is approved, this position will become a part of next year's operating budget.)
ARTICLE #8 WILL APPEAR ON THE BALLOT AS WRITTEN

9. To see if the Town will vote, as proposed by the Board of Selectmen, to raise and appropriate the sum of **\$20,000.00 to offset the disposal costs of the 2010 SOLID WASTE DISPOSAL BUDGET** and to authorize the withdrawal of \$20,000 from the Transfer Station/Recycling Special Revenue Fund created in 2003 for this purpose.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0
[Intent: This proposed article will result in no increase in the amount to be raised by taxes.]

Barbara White motioned to amend the article to insert the word "existing" before "Transfer Station/Recycling Special Revenue Fund" and suggested we also amend Articles 10 and 11 in the same manner. Mr. Dezmelyk agreed it's a good idea, and to make a mental note to do so, but we must amend the articles one at a time. Motion was seconded. Voice vote carried the amendment.

ARTICLE #9 WILL APPEAR ON THE BALLOT AS AMENDED

10. To see if the Town will vote, as proposed by the Board of Selectmen, to raise and appropriate the sum of **\$15,000.00** for the purpose of a **"Fee Free Solid Waste Disposal Weekend" in 2010** and further to authorize the withdrawal of \$15,000 from the Transfer Station/Recycling Special Revenue Fund created in 2003 for this purpose.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0
[Intent: This proposed article will result in no increase in the amount to be raised by taxes.]

Mr. Dezmelyk stated that there is a standing motion to amend this article to add the word "existing" before "Transfer Station/Recycling special Revenue Fund". Motion seconded. Voice vote carried the amendment.

Jay Pramberg made a motion to add the words "All items on the list will be accepted for free" at the end of the warrant article. Motion seconded. Voice vote carried the amendment.

ARTICLE #10 WILL APPEAR ON THE BALLOT AS AMENDED

11. To see if the Town will vote, as proposed by the Board of Selectmen, to raise and appropriate the sum of **\$20,000** for a **"10' High Fence"** at the Newton Transfer Station, in an effort to **replace the existing fence, add new fencing along Dugway Road down to the Fire Pond and to include a gate at the Fire Pond Entrance**, and to further authorize the withdrawal of \$20,000 from the Transfer Station/Recycling Special Revenue Fund created in 2003 for this purpose.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0
[Intent: This proposed article will result in no increase in the amount to be raised by taxes.]

Mr. Dezmelyk stated again, that there is a motion to amend this article to add the word "existing" before "Transfer Station/Recycling special Revenue Fund". Motion seconded. Voice vote carried the amendment.

ARTICLE #11 WILL APPEAR ON THE BALLOT AS AMENDED

12. To see if the Town will vote to raise and appropriate, as proposed by the Recreation Commission and the Board of Selectmen, the sum of **\$5,000.00** for **recreational programs and trips for senior citizens**.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #12 WILL APPEAR ON THE BALLOT AS WRITTEN

13. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen and the Fire Chief, the sum of **\$66,392.00** for **Phase II of the installation of a "SPRINKLER SYSTEM"** in the Newton Town Hall and to further withdraw \$1,523.00 from the Sprinkler Capital Reserve fund created in 1997. This will be a non-lapsing appropriation per RSA 32:7, VI and will not lapse until the sprinkler system is completed or by December 31, 2015, whichever is sooner. *(Per Selectmen's Bid Policy)*

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #13 WILL APPEAR ON THE BALLOT AS WRITTEN

14. If article 13 above fails: To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen and the Fire Chief, the sum of **\$31,500.00** to be placed in the existing **"SPRINKLER SYSTEM" Capital Reserve Fund** for the Town Hall Sprinkler System. *(Per Selectmen's Bid Policy)*

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

Mr. Dezmelyk suggested that perhaps the wording "Per Selectmen's Bid Policy, appears in error, as it has no bearing on the warrant article, and motioned that it be stricken from the warrant article; seconded. Voice vote carried.

ARTICLE #14 WILL APPEAR ON THE BALLOT AS CORRECTED

15. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen and the Road Agent, the sum of **\$15,000.00** to be placed in the existing Capital Reserve Fund called **"ROAD SYSTEMS IMPROVEMENT FUND"** created in 2001 for the purpose of maintenance, repairs and construction.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #15 WILL APPEAR ON THE BALLOT AS WRITTEN

16. To see if the Town will vote to raise and appropriate **\$93,881.00 for the repair and maintenance of town roads** and to authorize the use of the NH Highway Block Grant in the amount of **\$93,881.00 to offset this appropriation**. This is a non-lapsing warrant article and will not lapse until December 31, 2015 or until the project is completed, whichever comes first.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

[Intent: This proposed article will result in no increase in the amount to be raised by taxes.]

ARTICLE #16 WILL APPEAR ON THE BALLOT AS WRITTEN

17. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen, the sum of **\$10,000** to be placed in the Expendable Trust Fund created in 2009, known as the **EMERGENCY OPERATIONS CENTER EXPENDABLE TRUST FUND** for the **continuation of town services during an emergency**. This sum is to come from the unreserved fund balance (surplus) and no amount to be raised from taxation.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

[Intent: This proposed article will result in no increase in the amount to be raised by taxes.]

ARTICLE #17 WILL APPEAR ON THE BALLOT AS WRITTEN

18. To see if the Town will vote to establish a Revolving Fund pursuant to RSA 31:95-h, for the purpose of **Ambulance Services**. All revenues received for ambulance transports will be deposited into the fund, and the money in the fund shall be allowed to accumulate from year to year, and shall not be considered part of the town's general fund unreserved fund balance. The Town Treasurer shall have custody of all moneys in the fund, and shall pay out the same only upon order of the governing body and no further approval is required by the legislative body to expend. Such funds may be expended for the purchase of an ambulance and/or for medical equipment and supplies for the Fire Department.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 2-1

[Intent: This proposed article will result in no increase in the amount to be raised by taxes.]

ARTICLE #18 WILL APPEAR ON THE BALLOT AS WRITTEN

19. To see if the Town will vote to raise and appropriate, as proposed by the Fire Chief, the sum of **\$30,000.00** for the purchase of certified **Cardiac Life Support Monitor**.
(Per Selectmen's Bid Policy)

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

Dale Putnam spoke for this article, and it became apparent that this was for two monitors. Mr. Dezmelyk motioned to insert the word "two" in front of "certified" and to make the word "monitor", plural. Motion seconded and carried by voice vote.

ARTICLE #19 WILL APPEAR ON THE BALLOT AS AMENDED

20. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen and the Fire Chief, the sum of **\$50,000.00** to be placed in the existing **Capital Reserve Fund** called the **"FIRE APPARATUS AND EQUIPMENT FUND"** created in 2005.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #20 WILL APPEAR ON THE BALLOT AS WRITTEN

21. To see if the Town will vote to raise and appropriate the sum not to exceed **\$19,706.00**, to provide a **2½ percent Cost of Living Wage Increase** for non-elected employees of the Town of Newton; said increases to become effective April 4, 2010.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #21 WILL APPEAR ON THE BALLOT AS WRITTEN

22. Shall the Town pursuant to RSA 31:39-n, adopt the Town of Newton **"NOISE ORDINANCE"**? Copies of the Ordinance are available at the Selectmen's Office, Town Clerk's Office and Town Library and on the Town Website at www.newton-nh.gov.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 2-1

ARTICLE #22 WILL APPEAR ON THE BALLOT AS WRITTEN

A motion was made to go back and revisit Article #22, after a question was raised about amending the actual Noise Ordinance. Motion was seconded. A voice vote was taken twice, followed by a hand count.

Motion did not carry.

A motion was made to bar revisiting Article #22, seconded, and carried by a voice vote.

23. To see if the Town will vote to raise and appropriate, as proposed by the Emergency Management Director and the Board of Selectmen, the sum of **\$12,000.00 for the operation of the Newton Emergency Management Agency**. The funds raised will allow the Emergency Management Director and Deputy Directors to obtain the required Federal Emergency Management Agency and State of New Hampshire Certifications and the purchase and replacement of necessary equipment.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #23 WILL APPEAR ON THE BALLOT AS WRITTEN

24. To see if the Town will vote to raise and appropriate, as proposed by the Emergency Management Agency, the sum of **\$9,250.00 to purchase emergency equipment for the Agency, and office supplies and training materials needed to start Newton's new voluntary "Citizens Emergency Response Corp."**

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #24 WILL APPEAR ON THE BALLOT AS WRITTEN

25. To see if the Town will vote to raise and appropriate, as proposed by the Recreation Commission, the sum of **\$11,000.00 including payroll taxes**, for the purpose of **hiring a part-time Recreation Director** who would report to the Recreation Commission. This money raised is for a partial year beginning in April 2010.

THE BOARD OF SELECTMEN DOES NOT RECOMMEND THIS ARTICLE 1-2

(If this article is approved, this position will become a part of next year's operating budget.)

ARTICLE #25 WILL APPEAR ON THE BALLOT AS WRITTEN

26. To see if the Town will vote to raise and appropriate, as proposed by the Gale Library Trustees, the sum of **\$24,967.00** which includes benefits, **making the Gale Library Director position full-time**. This money raised is for a partial year beginning in April 2010.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0
(If this article is approved, this position will become a part of next year's operating budget.)

ARTICLE #26 WILL APPEAR ON THE BALLOT AS WRITTEN

27. To see if the Town will vote to raise and appropriate, as proposed by the Board of Selectmen, the sum of \$5,000.00 to revise the 1987 "Pay and Classification Study" (MATRIX) for the Town of Newton employees.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #27 WILL APPEAR ON THE BALLOT AS WRITTEN

The moderator put a question before the legislative body. Because of the ability to set the rules of the meeting, and consider the articles in any order, would the body want to jump ahead to articles where non-residents would want to speak on any of the social services articles? So moved by George Marshall, and seconded. Voice vote carried.

Richard Gerrish approached the microphone to speak on the Sad Café. Mr. Dezmelyk called for a motion to visit Article #38, moved and seconded, and carried by voice vote.

38. To see if the Town will vote to raise and appropriate the sum of \$5,000.00 for THE SAD CAFÉ to provide thousands of area teens with a safe, substance free, youth friendly environment, giving a positive alternative for discretionary recreational hours.

THE BOARD OF SELECTMEN DOES NOT RECOMMEND THIS ARTICLE 0-3

Mr. Gerrish then read a very long statement regarding the Sad Café. Selectmen Thayer changed his recommendation from "no" to "yes".

ARTICLE #38 WILL APPEAR ON THE BALLOT AS WRITTEN

Mary Marshall motioned to take Article #'s 41, 42, and 43 out of order and visit them next. Moved and seconded, and carried by voice vote.

41. On a petition of 25 or more legal voters of the Town of Newton, to see if the Town will direct the Board of Selectmen to convey to Robert L. White a twenty (20') foot wide right of way down the center of the old railroad bed, commonly referred to as the Peanut Trail, for a distance of 750 feet from Route 108 for access to and from his property described by Tax Map 11, Block 7, Lot 15-1, with all drafting and recording costs for said right of way to be paid for by Robert L. White and not the taxpayers of the Town of Newton.

THE BOARD OF SELECTMEN DOES NOT RECOMMEND THIS ARTICLE 0-3

Peter Mears made the motion to add the words "for non-motorized vehicles" after "twenty foot right of way". Motion was seconded. Amendment carried by voice vote.

ARTICLE #41 WILL APPEAR ON THE BALLOT AS AMENDED

42. On a petition of 25 or more legal voters of the Town of Newton, to see if the Town will vote to **plow snow and sand, as necessary on the Rights-of-Way in Marcoux Grove** with an estimated length of approximately 150 yards.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #42 WILL APPEAR ON THE BALLOT AS WRITTEN

43. On a petition of 25 or more legal voters of the Town of Newton, to see if the Town will vote to approve the following resolution to be forwarded to our State Representative(s), our state Senator, the Speaker of the House, and the Senate President.

Resolved: The citizens of New Hampshire should be allowed to vote on an amendment to the **New Hampshire Constitution that defines "marriage"**.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLE #43 WILL APPEAR ON THE BALLOT AS WRITTEN

Mary Marshall motioned to continue onto Article #44, as she mistakenly omitted it in the previous motion on citizen petition articles to address out of order. Seconded, and carried.

44. On a petition of 25 or more legal voters in the Town of Newton pursuant to RSA 37:15, do you favor **adoption of the Town Manager Plan** as provided in Chapter 37 of the Revised Statutes Annotated.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

Selectman Thayer spoke on this article, not as the proponent, but as a result of the public hearing where the board was asked to have more information available for Deliberative Session. Mr. Thayer spoke of the town needing grants, which a Town Manager would be useful in securing. He also spoke of having an exit strategy in place for the Town Administrator.

A few residents stated they were confused by his explanation. Several questions were raised; among them being the cost involved (to be negotiated), the job description (to secure grants), and what happens to the Town Administrator (to be exited after the training of the Town Manager).

Several residents commented that the town did not need a Town Manager, for one reason or another, and it seemed the majority of the legislative body was against this warrant article. A few suggested motions were made to negate the article, but Mr. Dezmelyk explained that is particular warrant article was not amendable. Mary Marshall then asked if the recommendation of the Legislative Body could be stated on the warrant, much like the Selectmen's recommendation.

The moderator was uncertain of the legality of this request, and suggested we treat it as an acceptable procedure, perhaps along the lines of a non-binding resolution. If carried, it would be a question for Town Counsel as to whether or not it can appear on the ballot.

Jim Doggett offered the motion to add a parenthetical statement that "The Legislative Body at the Deliberative Session does not approve this article". Motion seconded. A hand count was taken. Yes-34 No-1.

Jim Doggett then moved that the vote be posted on the warrant as a parenthetical statement to Article #44. Motion seconded and carried by voice vote.

ARTICLE #44 WILL APPEAR ON THE BALLOT AS WRITTEN

Mary Allen asked that the Legislative Body consider taking articles 28 through 40, minus 38 which was already voted on, and have them go on the warrant as printed. She stated that she could personally attest to every single one of these social services and to the services they have provided to the town of Newton. The motion was seconded and it was carried by a voice vote.

28. To see if the Town will vote to raise and appropriate the sum of **\$2,000.00** for **A SAFE PLACE** to continue free and confidential Domestic Violence Support Services, counseling, emergency shelter services and community educational outreach.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

29. To see if the Town will vote to raise and appropriate the sum of **\$3,800.00** to **AREA HOMECARE & FAMILY SERVICES** for the purpose of helping to defray the cost of in-home services for Newton's elderly and people with disabilities, so they may stay in their homes for as long as possible.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

30. To see if the Town will vote to raise and appropriate the sum of **\$2,000.00** for the **CHILD ADVOCACY CENTER** to assist the Newton Police Department in the coordination and investigation of child abuse cases.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

31. To see if the Town will vote to raise and appropriate the sum of **\$2,000.00** for **DRUGS ARE DANGEROUS INC. (D.A.D.)** and to continue the "Natural High" experiences to our children, youth and families.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

32. To see if the Town will vote to raise and appropriate the sum of **\$5,947.00** for the purpose of continued funding for **FAMILY MEDIATION & JUVENILE SERVICES**, a non-profit organization since 1983, to continue to provide the following services: Parent-Child Mediation, Peer Mediation Training, Community Service, Restitution, Youth and Parent Anger-Management Courses, Youth and Parent Substance Abuse Awareness Courses, Stop Shoplifting Courses, Tobacco Education, and individually-tailored juvenile diversion contracts.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

33. To see if the Town will vote to raise and appropriate the sum of **\$1,400.00** for **LAMPREY HEALTH CARE** to continue to provide primary care & preventive health services and the senior transportation program.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

34. To see if the Town will vote to raise and appropriate the sum of **\$750.00** for **NH SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS (NHSPCA)** to continue providing animal care and sheltering services, humane education and community services and cruelty investigations.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

35. To see if the Town will vote to raise and appropriate the sum of **\$7,102.00** for **ROCKINGHAM COUNTY COMMUNITY ACTION** to continue their outreach program and the broad range of services they provide.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

36. To see if the Town will vote to raise and appropriate the sum of **\$1,121.00** to support **ROCKINGHAM NUTRITION and MEALS ON WHEELS PROGRAM**, providing meals for older, homebound and disabled Newton residents.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

37. To see if the Town will vote to raise and appropriate the sum of **\$5,678.00** for **ROCKINGHAM VISITING NURSE ASSOCIATION & HOSPICE**, a community-based, non-profit Home Health Agency that provides patient and family centered care and support to assist with terminal care at home to the adult population of Rockingham County.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

39. To see if the Town will vote to raise and appropriate the sum of **\$2,000.00** for **SEACARE HEALTH SERVICES** to provide access to healthcare to uninsured individuals who live in the Town of Newton.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

40. To see if the Town will vote to raise and appropriate the sum of **\$2,700.00** for **VIC GEARY CENTER** to provide a safe gathering place for senior citizens to congregate, share a nutritious noon meal, participate in social and recreational activities and to provide many clinics such as blood pressure, foot care, hearing, sight, home safety and tax preparation.

THE BOARD OF SELECTMEN DOES RECOMMEND THIS ARTICLE 3-0

ARTICLES 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 39, AND 40 WILL APPEAR ON THE BALLOT AS WRITTEN.

Mary Allen then made the motion to adjourn which was seconded and carried by voice vote.

Meeting adjourned at 11:46 pm.

Respectfully submitted,
Mary-Jo McCullough
Town Clerk