

**Town of Hampton
Annual Town Meeting
February 1, 2014
Results of Balloting
March 11, 2014**

Moderator Robert Casassa opened the Deliberative Session of the Hampton Town Meeting at 8:30 am on February 1, 2014 in the Winnacunnet High School Community Auditorium.

Moderator Casassa welcomed attendees to Deliberative Session and announced that the warrant had been posted.

Moderator Casassa introduced Keith and Ken Lessard, who led the group in the Pledge of Allegiance.

The Moderator shared a few words in dedication to Vic Lessard.

The Moderator introduced the town officials: Selectmen Chairperson Richard Nichols, Michael Pierce, Philip Bean, Mary-Louise Woolsey, and Michael Plouffe; Town Manager Fred Welch; Town Attorneys Mark Gearreald and Wanda Robertson; Town Clerk Jane Cypher; Deputy Town Clerk Shirley Doheny; Administrative Assistant Kristina Ostman; Finance Director Michael Schwotzer; Budget Committee Chairperson Eileen Latimer, Supervisors of the Checklist Arleen Andreozzi, Barbara Renaud, and Jeannine St.Germain. Assisting the Supervisors are Theresa Ryan, Martha Williams, and Kathy Sowerby.

The Moderator advised if you intend to vote today you must check in with the Supervisors of the Checklist to obtain your voting card.

Assisting the Moderator are Denis Kilroy, Nathan Page and Darold Mosher. Breakfast and lunch are being served in the entry way by Hampton Academy 8th Grade Class to benefit their trip to New York City.

The Moderator gave the rules of deliberative session.

The Moderator advised we will be voting on March 11 at the WHS Dining Hall.

Moved by Mary-Louise Woolsey, seconded by Mike Plouffe to allow out of town residents to speak (Fred Welch, Town Manager; Mark Gearreald, Wanda Robertson, Town Attorneys; Kevin Schultz, Building Inspector; Mike Schwotzer, Finance Director; Dyana Martin, Recreation & Parks Director; Ed Tinker, Assessor; Jamie Steffen, Planner; Kristina Ostman, Administrative Assistant; Keith Noyes, Public Works Director; Amanda Reynolds Cooper, Library Director).

ARTICLE 1

Two (2) Members of the Board of Selectmen for Three Years; One (1) Member of the Board of Selectmen for One Year; One (1) Town Moderator for Two Years; One (1) Town Treasurer for Three Years; One (1) Supervisor of the Checklist for Six Years; Two (2) Trustees of Trust Funds for Three Years; Two (2) Library Trustees for Three Years; One (1) Library Trustee for One Year; Two (2) Planning Board Members for Three Years; One Cemetery Trustee for Three Years; Four (4) Members of the Budget Committee for Three Years; One (1) Member of the Budget Committee for Two Years; One (1) Member of the Budget Committee for One Year; Two (2) Members of the Zoning Board of Adjustment for Three Years; One (1) Member of the Zoning Board of Adjustment for One Year

The Moderator announced the candidates for each office in the order in which they will appear on the ballot per RSA 656:5-a:

SELECTMAN (3-yr)

Rusty Bridle – 1276*

Rick Griffin – 1593*

Joe Grzybowski - 233

Richard E. Nichols - 1069

Michael Pierce - 745

Brian Warburton - 612

SELECTMAN (1-yr)

Eileen Latimer - 432

Michael Plouffe - 465

James Waddell – 1914*

MODERATOR (2-yr)

Robert A. Casassa – 2463*

TREASURER (3-yr)

Ellen M. Lavin – 2365*

SUPERVISOR OF THE CHECKLIST (6-yr)

Jeannine G. St.Germain – 2295*

TRUSTEE OF THE TRUST FUNDS (3-yr)

John P. Troiano – 1797*

Stephen Falzone – 1938*

LIBRARY TRUSTEE (3-yr)

Robert Lamothe – 1761*

Deborah Knowlton – 2057*

LIBRARY TRUSTEE (1-yr)

Sharon Fontaine – 1126*

Diane Crow - 800

PLANNING BOARD (3-yr)

Brendan McNamara – 1913*

Mark Loopley – 1758*

CEMETERY TRUSTEE (3-yr)

Matthew Shaw – 2256*

BUDGET COMMITTEE (3-yr)

Timothy “Citizen” Jones – 1450*

Stephen LaBranche – 1561*

David Wood – 1718*

Michael Pierce – 23* (by write-in)

BUDGET COMMITTEE (2-yr)

Vacant due to Michael Pierce receiving 7 write-in votes but accepting 3-year position via write-in.

BUDGET COMMITTEE (1-yr)

Sunny Kravitz – 1697*

ZONING BOARD (3-yr)

Ed St. Pierre – 1584*

Tom McGuirk – 1909*

ZONING BOARD (1-yr)

Norma Collins – 89* (by write-in)

ARTICLE 2

Are you in favor of the adoption of Amendment No. 1 as proposed by the Planning Board for the Hampton Zoning Ordinance as follows?

Amend Article III, Use Regulations by deleting use number 3.46 in its entirety and to substitute in its place “Martial Arts Weapons” as use number 3.46. Use number 3.46 would describe “Martial Arts Weapons” and set forth zoning restrictions for the use.

Amend Article IV Dimensional Requirements by deleting footnote 29 in its entirety.

Recommended by the Planning Board

Moved by Mark Olson, Seconded by Keith Lessard to open Article 2 for discussion.

Mark Olson, 75 Mill Road, gave an overview of Article 2.

No further discussion and the article will be on the ballot as written.

Yes – 2156*

No - 536

ARTICLE 3

Are you in favor of the adoption of Amendment No. 2 as proposed by the Planning Board for the Hampton Zoning Ordinance as follows?

Amend Article II – Districts, Section 2.1 Zoning Map to change a portion of the Business-Seasonal (BS) Zoning District to a new Business-Seasonal 1 Zoning District.

Amend Article III – Use Regulations to add use regulation Section 3.44.1 for properties within the proposed Business-Seasonal 1 Zoning District that limits the use of the first twenty-five (25) feet of depth of the ground floor of any building to professional-commercial-retail uses;

Amend Article IV – Dimensional Requirements Table II to add the proposed Business-Seasonal 1 Zoning District requirements, which includes a building height allowance of seventy (70) feet, with the exception of unoccupied architectural appurtenances, which may extend to a point no greater than eighty (80) feet in height. Structures would be prohibited from casting shadows on the sand on the easterly side of Ocean Boulevard prior to 6 p.m. from May 15th through September 1st.

Recommended by the Planning Board

Moved by Mark Olson, Seconded by Mark Loopley to open Article 3 for discussion.

Mark Olson gave an overview of Article 3.

John Nyhan, 2 Walnut Ave and Timothy Jones, 16 Duston Ave, spoke in favor of Article 3.

Arthur Moody, 3 Thompson Rd, spoke in opposition of Article 3.

Fred Rice, 15 Heather Lane and Brendan McNamara, 15 Island Path, spoke in favor of Article 3.

Mary-Louise Woolsey spoke in neutrality of Article 3.

Jamie Steffen, Town Planner, clarified a statement that was made by Mr. Moody.

No further discussion and the article will be on the ballot as written.

Yes – 1778*

No - 937

ARTICLE 4

Are you in favor of the adoption of Amendment No. 3 as proposed by the Planning Board for the Hampton Zoning Ordinance as follows?

Amend Article VIII – Multi-Family Dwellings. By adding wording that exempts proposed development within the Business-Seasonal Zoning District and the proposed Business-Seasonal 1 Zoning District from having to conform with the standards contained in Section 8.2.1 (recreation area per dwelling unit), Section 8.2.2 (frontage), Section 8.2.3 (40 foot building setback), Section 8.2.4 (25 foot driveways and parking areas setback) and Section 8.2.6 (open space buffer).

Recommended by the Planning Board

Moved by Mark Olson , Seconded by Tracy Emerick to open Article 4 for discussion.

Mark Olson gave an overview of Article 4.

Arthur Moody spoke in opposition of Article 4.

Brendan McNamara clarified a statement made by Mr. Moody.

Arthur Moody spoke again on Article 4.

Timothy Jones spoke regarding the fact that the amendment does not show on the article.

Yes – 1810*

No - 848

ARTICLE 5

Are you in favor of the adoption of Amendment No. 4 as proposed by the Planning Board for the Hampton Zoning Ordinance as follows?

Amend Article II – Districts, Section 2.1 Zoning Map to change portions of the Business (B), Industrial (I), Professional Office/Residential (POR) and Residence A (RA) zoning districts to three new Town Center zoning districts: Town Center-South, Town Center-Historic, and Town Center-North.

The Town Center districts would be set forth in new Section 2.8 Town Center District under Article II as separate districts, each with distinct zoning regulations for permitted uses, conditional uses, dimensional requirements and parking, building and sign regulations.

Recommended by the Planning Board

Moved by Mark Olson , Seconded by Tracy Emerick to open Article 5 for discussion.

Mark Olson gave an overview of Article 5.

John Nyhan, 2 Walnut Ave, spoke in favor of Article 5.

Arthur Moody spoke in opposition of Article 5 and stated the Article is illegal.

Fred Rice spoke in favor of Article 5.

Timothy Jones spoke in opposition of the fact that the full amendment/zoning ordinance will not be on the ballot.

Mary-Louise Woolsey spoke in opposition of Article 5.

No further discussion and the article will be on the ballot as written.

Yes – 1831*

No - 828

ARTICLE 6

Are you in favor of the adoption of Amendment No. 5 as proposed by the Planning Board for the Hampton Zoning Ordinance as follows?

Amend Article I – General, Section 1.6 Definitions to add a new definition for Impervious Surface.

Recommended by the Planning Board

Moved by Mark Olson , Seconded by Tracy Emerick, to open Article 6 for discussion.

Mark Olson gave an overview of Article 6.

Jay Diener, 206 Woodland Rd and Chair of Conservation Commission, spoke in favor of Article 6.

Arthur Moody spoke in opposition of Article 6.

No further discussion and the article will be on the ballot as written.

Yes – 1980*

No - 689

ARTICLE 7

Are you in favor of the adoption of Amendment No. 6 as proposed by the Planning Board for the Hampton Zoning Ordinance as follows?

Amend Article IV – Dimensional Requirements Table II, Section 4.8 to reduce the maximum permitted amount of impervious (sealed) surface from 85% in all zoning districts to 60% in all Residential and General Zoning Districts and to 75% in all Business Zoning Districts. The amendment would also set forth new standards for impervious surface coverage for redevelopment. The new percentages and standards will be outlined in footnotes to the Dimensional Requirements Table II in Article IV.

Recommended by the Planning Board

Moved by Mark Olson , Seconded by Brendan McNamara, to open Article 7 for discussion.

Mark Olson gave an overview of Article 7.

Jay Diener spoke in favor of Article 7 and showed some slides including photos to overview.

Tracy Emerick, 207 North Shore Rd, Timothy Jones, and Ashley Myer, 25 Moulton Rd spoke in opposition of Article 7.

No further discussion and the article will be on the ballot as written.

Yes – 1864*

No - 809

ARTICLE 8

Shall the Town of Hampton vote to 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 \$26,047,282.00. Should this article be defeated, the default budget shall be \$25,620,509.00, which is the same as last year, with certain adjustments required by previous action of the Town Meeting or by law, or the governing body may hold one special town meeting, in accordance with RSA 40:13, X and XVI, to take up the issue of a revised operating budget only? (Majority vote required)

Recommended by the Board of Selectmen 3-2-0

Recommended by the Budget Committee 10-2-0

Fiscal Impact Note (Finance Dept.) The proposed operating budget figure of \$26,047,282 is an increase of \$1,447,855 more than the budget amount adopted in 2013 of \$24,599,427. The net estimated 2014 tax impact of the proposed operating budget is \$0.526 per \$1,000 valuation (fifty-two point six cents per thousand dollars of valuation). The default budget figure of \$25,620,509 is an increase of \$1,021,082 more than the budget amount adopted in 2013. The net estimated 2014 tax impact for the default budget is \$0.371 per \$1,000 valuation (thirty-seven point one cents per thousand dollars of valuation).

Moved by Eileen Latimer , Seconded by Mark Loopley to open Article 8 for discussion.

Eileen Latimer gave an overview of Article 8.

David Lang, 66 Park Ave, made a motion to reduce operating by \$15,600 Seconded by Mary-Louise Woolsey to reduce dues to NHMA.

Dick Nichols spoke in opposition of the Lang amendment.

Mary-Louise Woolsey spoke in opposition of the Lang amendment.

David Lang spoke in favor of the Lang amendment.

Vote on Lang amendment. Lang amendment passed.

Sunny Kravitz made a motion to amend Article 8 reducing the cleaning budget to \$25,000. No second was obtained. The amendment failed.

Timothy Jones spoke in opposition of Article 8.

Jim Waddell, 190 Kings Hwy, spoke in favor of Article 8.

No further discussion, Article 8 will be on the ballot as amended.

Motion by Mary-Louise Woolsey, Seconded by Mike Plouffe, to Restrict Reconsideration of Articles 1-8. Motion passed.

Yes – 1360

No - 1552*

ARTICLE 9

Shall the Town of Hampton vote to approve the cost items included in a three-year collective bargaining agreement reached between the Hampton Board of Selectmen and the Hampton SEA, which calls for the following net increases in salaries and benefits at the current staffing levels:

2014	\$ 54,643 (39 weeks) over 2013 level
2015	\$ 89,126 (52 weeks) over 2013 level
2016	\$131,379 (52 weeks) over 2013 level
2017	\$ 35,914 (13 weeks) over 2016 level

And further to raise and appropriate the sum of \$54,643 to fund the cost items related to the SEA salaries and benefits for 2014. Such sum represents the net cost for the additional salaries and benefits in the amount of \$99,970 (over the 2013 budget level) which is expected to be offset by \$45,327 in savings likely to be realized from changes in the cost of health insurance plans that would be afforded to the employees during the first year of the three years that are contained in a collective bargaining agreement between the Town of Hampton, by its Board of Selectmen and the Hampton SEA, pursuant to RSA 273-A. The above agreement is for the years 2014 (partial), 2015 (full year), 2016 (full year) and 2017 (partial). The additional amounts necessary to fund the cost items for the years following the 2014 year are:

2015: \$151,829 of additional salaries and benefits expected to be offset by \$62,703 in savings likely to be realized from changes in the cost of health insurance plans that would be afforded to the employees covered by this collective bargaining agreement, resulting in an estimated net cost for the year 2015 of the agreement of \$89,126.

2016: \$197,217 of additional salaries and benefits expected to be offset by \$65,838 in savings likely to be realized from changes in the cost of health insurance plans that would be afforded to the employees covered by this collective bargaining agreement, resulting in an estimated net cost for the year 2016 of the agreement of \$131,379.

2017: \$52,572 of additional salaries and benefits expected to be offset by \$16,658 in savings likely to be realized from changes in the cost of health insurance plans that would be afforded to the employees covered by this collective bargaining agreement, resulting in an estimated net cost for the year 2016 of the agreement of \$35,914.

The total additional cost of the agreement for salaries and benefits over the 2013 budget level for three years is \$311,062? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 11-1-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.02 per \$1,000 valuation (two cents per thousand dollars of valuation).

Moved by Dick Nichols, Seconded by Mike Plouffe to open Article 9 for discussion.

Dick Nichols gave an overview and spoke in favor of Article 9.

Arthur Moody spoke to Article 9.

No further discussion and the article will be on the ballot as written.

Yes – 2178*

No - 741

ARTICLE 10

Shall the Town of Hampton vote to approve the cost items included in a two-year collective bargaining agreement reached between the Hampton Board of Selectmen and the Hampton Police Association (Sergeants), which calls for the following increases in salaries and benefits at the current staffing levels:

2014 \$20,822 (39 weeks) over 2013 level

2015 \$37,273 (52 weeks) over 2013 level

2016 \$10,111 (13 weeks) over 2015 level

And further to raise and appropriate the sum of \$20,822 to fund the cost items related to the Police Association (Sergeants) salaries and benefits for 2014. Such sum represents the additional salaries and benefits (over the 2013 budget level) for the first year of the two years that are contained in a collective bargaining agreement between the Town of Hampton, by its Board of Selectmen and the Hampton Police Association (Sergeants), pursuant to RSA 273-A. The total additional cost of the agreement for salaries and benefits over the 2013 budget level for two years is \$68,206? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 11-1-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.008 per \$1,000 valuation (eight tenths of one cent per thousand dollars of valuation)

Moved by Dick Nichols, Seconded by Mike Plouffe to open Article 10 for discussion.

Dick Nichols gave an overview and spoke in favor of Article 10.

No further discussion and the article will be on the ballot as written.

Yes – 2155*

No - 804

ARTICLE 11

Shall the Town of Hampton vote to approve the cost items included in a two-year collective bargaining agreement reached between the Hampton Board of Selectmen and the Hampton Police Association (Officers), which calls for the following increases in salaries and benefits at the current staffing levels:

2014 \$ 60,579 (39 weeks) over 2013 level
2015 \$115,257 (52 weeks) over 2013 level
2016 \$ 29,766 (13 weeks) over 2015 level

And further to raise and appropriate the sum of \$60,579 to fund the cost items related to the Police Association (Officers) salaries and benefits for 2014. Such sum represents the additional salaries and benefits (over the 2013 budget level) for the first year of the two years that are contained in a collective bargaining agreement between the Town of Hampton, by its Board of Selectmen and the Hampton Police Association (Officers), pursuant to RSA 273-A. The total additional cost of the agreement for salaries and benefits over the 2013 budget level for two years is \$205,602? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 11-1-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.022 per \$1,000 valuation (two point two cents per thousand dollars of valuation)

Moved by Dick Nichols, Seconded by MikePierce to open Article 11 for discussion.

Dick Nichols gave an overview and spoke in favor of Article 11.

No further discussion and the article will be on the ballot as written.

Yes – 2119*

No - 841

Moved by Timothy Jones, Seconded by Mike Pierce to waive the reading of Articles 12-14.

ARTICLE 12

Shall the Town of Hampton vote to approve the cost items included in a two-year collective bargaining agreement reached between the Hampton Board of Selectmen and the Teamsters Local 633, which calls for the following increases in salaries and benefits at the current staffing levels:

2014 \$15,839 (39 weeks) over 2013 level
2015 \$32,030 (52 weeks) over 2013 level
2016 \$ 8,917 (13 weeks) over 2015 level

And further to raise and appropriate the sum of \$15,839 to fund the cost items related to the Teamsters Local 633 salaries and benefits for 2014? Such sum represents the additional salaries and benefits (over the 2013 budget level) for the first of the two years that are contained in a collective bargaining agreement between the Town of Hampton, by its Board of Selectmen and the Teamsters Local 633 (Clerical, PW Foremen, PD Dispatchers), pursuant to RSA 273-A. The total additional cost of the agreement for salaries and benefits over the 2013 budget level for two years is \$56,785? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 11-1-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.006 per \$1,000 valuation (six tenths of one cent per thousand dollars of valuation)

Moved by Dick Nichols, Seconded by Mike Pierce to open Article 12 for discussion.

Dick Nichols gave an overview and spoke in favor of Article 12.

No further discussion and the article will be on the ballot as written.

Yes – 2087*

No - 842

ARTICLE 13

Shall the Town of Hampton vote to approve the cost items included in a one-year agreement as recommended in the Fact Finder's Report dated 12/16/13 between the Hampton Board of Selectmen and the Hampton Fire Fighters Local 2664, which has been accepted by both parties, and which calls for the following increases in salaries and benefits at the current staffing levels:

2014 \$57,598 (39 weeks) over 2013 level

2015 \$19,199 (13 weeks) over 2014 level

And further to raise and appropriate the sum of \$57,598 to fund the cost items related to the Hampton Fire Fighters Local 2664 salaries and benefits for 2014. Such sum represents the additional salaries and benefits (over the 2013 budget level) that are contained in an agreement between the Town of Hampton, by its Board of Selectmen and the Hampton Fire Fighters Local 2664, pursuant to RSA 273-A. The total additional cost of the agreement for salaries and benefits over the 2013 budget level for one year is \$76,797? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 11-1-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.021 per \$1,000 valuation (two point one cents per thousand dollars of valuation)

Moved by Dck Nichols, Seconded by Mike Pierce to open Article 13 for discussion.

Dick Nichols gave an overview and spoke in favor of Article 13.

Matt Newton, 11 Ashbrook Drive, President of Local 2664, spoke in favor of Article 13.

No further discussion and the article will be on the ballot as written.

Yes – 2101*

No - 842

ARTICLE 14

Shall the Town of Hampton vote to approve the cost items included in a one-year agreement as recommended in the Fact Finder's Report dated 12/16/13 between the Hampton Board of Selectmen and the Hampton Fire Officers Local 3017, which has been accepted by both parties, and which calls for the following increases in salaries and benefits at the current staffing levels:

2014 \$11,714 (39 weeks) over 2013 level

2015 \$ 3,904 (13 weeks) over 2014 level

And further to raise and appropriate the sum of \$ 11,714 to fund the cost items related to the Hampton Fire Officers Local 3017 salaries and benefits for 2014. Such sum represents the additional salaries and benefits (over the 2013 budget level) that are contained in an agreement between the Town of Hampton, by its Board of Selectmen and the Hampton Fire Officers Local 3017, pursuant to RSA 273-A. The total additional cost of the agreement for salaries and benefits over the 2013 budget level for one year is \$15,618? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 11-1-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.004 per \$1,000 valuation (four tenths of one cent per thousand dollars of valuation)

Moved by Dick Nichols, Seconded by Mike Pierce to open Article 14 for discussion.

Dick Nichols gave an overview and spoke in favor of Article 14.

No further discussion and the article will be on the ballot as written.

Moved by Mary-Louise Woolsey, Seconded by Michael Pierce to Restrict Reconsideration of Articles 9-14. Motion passed.

Yes – 2113*

No - 823

ARTICLE 15

Shall the Town of Hampton vote to raise and appropriate the sum of \$400,000 for the purpose of the decommissioning of the Grist Mill Dam, also known as the Mill Pond Dam, as a means of complying with the New Hampshire Department of Environmental Services' Letter of Deficiency dated July 11, 2012, and to authorize the Board of Selectmen to apply for, accept, and expend for said purpose any funds from the State of New Hampshire, the Federal Government, and any private source, as they may become available, which would reduce the amount having to be raised by taxation; this shall be a non-lapsing appropriation per RSA 32:7, IV and will not lapse until the decommissioning of the Grist Mill Dam or Mill Pond Dam is completed or by March 31, 2018, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 4-0-1

Recommended by the Budget Committee 10-0-2

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.145 per \$1,000 valuation (fourteen point five cents per thousand dollars of valuation).

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe to open Article 15 for discussion.

Moved by Mary-Louise Woolsey, Seconded by Michael Pierce to Amend Article 15 changing Roman numeral IV to VI.

The Woolsey Amendment Passed.

No discussion and the article will be on the ballot as amended.

Yes – 2128*

No - 808

ARTICLE 16

Shall the Town of Hampton vote to raise and appropriate the sum of \$235,000 for the purpose of replacing the outfall culvert located below the Grist Mill Dam on High Street to prevent flooding of High Street and to perform a drainage study of Meadow Pond and to assist in obtaining State and Federal funding for these projects; and to authorize the Board of Selectmen to apply for, accept, and expend for such purpose any funds from the State of New Hampshire, the Federal Government, and any private source, as may become available; this article is contingent upon receiving at least \$147,500 in offsetting revenues; this shall be a non-lapsing appropriation per RSA 32:7, IV and will not lapse until the replacement of the culvert and the performance of the drainage study are completed or by March 31, 2018, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 10-0-2

Fiscal Impact Note (Finance Dept.) The estimated net cost of \$87,500 results in a 2014 tax impact of \$0.032 per \$1,000 valuation (three point two cents per thousand dollars of valuation).

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe to open Article 16 for discussion.

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe to Amend Article 16 changing Roman numeral IV to VI .

The Woolsey Amendment Passed.

Candice Stellmach, 486 High St, spoke in favor of Article 16.

Mary-Louise Woolsey spoke in favor of Article 16.

No further discussion and the article will be on the ballot as amended.

Yes – 2320*

No - 612

ARTICLE 17

Shall the Town of Hampton vote to raise and appropriate the sum of \$385,000 for the purchase of a replacement backhoe, a front end loader, and a street sweeper for the Department of Public Works, with the replaced vehicles to be traded in if deemed to be prudent by the Public Works Director, the Town Manager, and the Board of Selectmen, in which event the trade-in values would reduce the amount having to be raised by taxation; this shall be a non-lapsing appropriation per RSA 32:7, VI and will not lapse until the vehicle purchases are made or by March 31, 2015, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 10-2-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.14 per \$1,000 valuation (fourteen cents per thousand dollars of valuation).

Moved by Mike Plouffe, Seconded by Mary-Louise Woolsey to open Article 17 for discussion.

Mike Plouffe spoke in favor of Article 17.

Keith Noyes gave an overview and spoke in favor of Article 17.

Arthur Moody spoke in opposition of Article 17.

Keith Noyes explained the option of using the old vehicles as trade-ins.

Moved by Dick Nichols, Seconded by Mary-Louise Woolsey, to Restrict Reconsideration of Articles 15-17. Motion Passed

No further discussion and the article will be on the ballot as written.

Yes – 1550*

No - 1389

ARTICLE 18

Shall the Town of Hampton vote to raise and appropriate the sum of \$300,000 to be added to the Road Improvement Capital Reserve Fund previously established under Article 16 of the 1998 Annual Town Meeting in accordance with the provisions of RSA 35? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 12-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.109 per \$1,000 valuation (ten point nine cents per thousand dollars of valuation).

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe, to open Article 18 for discussion.

Mary-Louise Woolsey gave an overview of Article 18.

No further discussion and the article will be on the ballot as written.

Yes – 2503*

No - 449

ARTICLE 19

Shall the Town of Hampton vote pursuant to RSA 79-E:3 to rescind its adoption by Article 31 of the March 2011 Town Meeting of the provisions of New Hampshire Revised Statutes Annotated, Chapter 79-E that permitted the Board of Selectmen as the local governing body to accept for consideration requests for community revitalization tax relief incentives filed in accordance with the provisions of RSA 79-E for commercial structures and new residential structures, especially affordable housing, located along Lafayette Road; the High Street Business Zone; the Professional Office Zone; Ocean Boulevard; Ashworth Avenue; the Business Seasonal Zone; and the Industrial Zone that represent compact development areas for the replacement or substantial rehabilitation of qualifying structures to include replacement of qualifying structures that have been destroyed by fire or acts of nature and whose rebuilding has not been started before January 1, 2010 or completed by January 1, 2011 regardless of how long the destruction occurred before the Town has voted to adopt RSA 79-E; and that modified the

provisions of RSA Chapter 79-E so that for structures that have been so destroyed, their value for taxation purposes during the tax relief periods afforded by RSA 79-E:5 shall reflect the pre-destruction assessed value as updated to the value that would have been in place for the building(s) had they not been so destroyed.

By the Town's adoption of the provisions of RSA 79-E, the Selectmen were allowed to grant up to five years of tax relief on new or rehabilitated structures, from taxes on the values added that are in excess of the original taxable values. By the passage of this article, that authority would be rescinded? (Majority vote required)

Recommended by the Board of Selectmen 3-2-0

Moved by Phil Bean, Seconded by Mary-Louise Woolsey to open Article 19 for discussion.

Senator Nancy Stiles, 1 Hayden Circle, spoke in opposition of Article 19.

Chuck Rage, 121 Ocean Blvd, spoke in opposition of Article 19.

John Nyhan and Eileen Latimer spoke in opposition of Article 19.

Bob Preston, 35 Campton St, spoke in opposition of Article 19.

Barbara Kravitz, 8 St. Cyr Dr, spoke in opposition of Article 19.

Fred Rice spoke in opposition of Article 19.

Arthur Moody, Timothy Jones, and Phil Bean spoke in favor of Article 19.

No further discussion and the article will be on the ballot as written

Yes – 1026

No - 1690*

Moved by John Nyhan, Seconded by Timothy Jones to waive the reading of Article 20. Motion Passed.

ARTICLE 20

Shall the Town of Hampton vote to raise and appropriate the sum of \$155,651 for the cost of Hampton's contribution to eighteen (18) human service agencies in the Seacoast area as follows:

<u>Human Service Agency</u>	<u>Agency Request</u>
A Safe Place	\$5,500
American Red Cross	1,000
Aide Response Seacoast	2,700
Area Home Care & Family Services	12,000
Big Brothers Big Sisters	6,500
Crossroads House	15,000
Families First Health & Support Center	10,000
Lamprey Health Sr. Trans. Program	4,200
New Generation Shelter	2,000
Retired & Senior Volunteer Program	1,800
Richie McFarland Children's Center	6,000

Rockingham Community Action	25,000
Rockingham Meals on Wheels	5,051
Seacoast Assault Services	2,000
Seacoast Mental Health Center	8,000
Seacoast Visiting Nurse	40,000
Seacoast Youth Services	2,500
Transportation Assistance to Seniors (TASC)	6,400
Total	\$155,651

These eighteen (18) human service agencies shall each be required to give a written report at the end of the calendar year 2014 to the Board of Selectmen highlighting what the funds were used for and what the impact those funds had in assisting in achieving their goals and objectives? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 12-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.057 per \$1,000 valuation (five point seven cents per thousand dollars of valuation).

Moved by Mike Pierce, Seconded by Mike Plouffe to open Article 20 for discussion.

Michael Pierce gave an overview of Article 20.

No further discussion and the article will be on the ballot as written.

Yes – 2377*

No - 522

ARTICLE 21

Shall the Town of Hampton vote to raise and appropriate the sum of \$90,000 to carry out all lawful functions allowed under federal, state and local criminal justice forfeiture programs and to authorize the withdrawal of that amount from the Police Forfeiture Special Revenue Fund created for that purpose under Article 55 of the 2003 Town Meeting? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 12-0-0

Fiscal Impact Note (Finance Dept.) No tax impact.

Moved by Mike Pierce, Seconded by Mike Plouffe, to open Article 21 for discussion.

Michael Pierce gave an overview of Article 21.

No further discussion and the article will be on the ballot as written.

Yes – 2437*

No - 386

Moved by Dick Nichols, Seconded by Mike Plouffe, to Restrict Reconsideration of Articles 18-21.
Motion Passed.

ARTICLE 22

Shall the Town of Hampton vote to raise and appropriate the sum of \$90,000 for the purpose of replacing (a) the outdoor overhead lighting system at Eaton Park that is failing due to age, (b) the donor's signage at Kids Kingdom that has fallen into complete disrepair and cannot be repaired again, (c) damaged signage at Recreation facilities, as determined by the Board of Selectmen, the Town Manager and the Director of Parks and Recreation, and to authorize the withdrawal of that amount from the Recreation Infrastructure Special Revenue Fund established for that purpose under Article 44 of the 2007 Annual Town Meeting. No amount to be raised by taxation? (Majority vote required)

Recommended by the Board of Selectmen 3-2-0

Recommended by the Budget Committee 10-1-1

Fiscal Impact Note (Finance Dept.) No tax impact.

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe to open Article 22 for discussion.

Dyana Martin, Recreation Director, gave an overview and spoke in favor of Article 22.

David Lang spoke in favor of Article 22.

No further discussion and the article will be on the ballot as written.

Yes – 1792*

No - 1120

ARTICLE 23

Shall the Town of Hampton vote to raise and appropriate the sum of \$28,678 for the purpose of restoring the Deacon Tuck Gristmill, and to fund said appropriation in its entirety from the unassigned fund balance; this sum is equal to the remaining balance of funds in the Gristmill Restoration fund, which was created by Article 34 of the 2012 Town Meeting Warrant, which will lapse to the unassigned fund balance on March 11, 2014 in accordance with the terms of said Article 34; this shall be a non-lapsing account per RSA 32:7,VI and shall not lapse until the work is completed or by March 31, 2019, whichever is sooner? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 12-0-0

Fiscal Impact Note (Finance Dept.) No tax impact. Amount is equal to expiring Warrant Article.

Moved by Phil Bean, Seconded by Mary-Louise Woolsey to open Article 23 for discussion.

Candice Stellmach, 488 High St, spoke in favor of Article 23.

Fred Rice spoke in favor of Article 23.

No further discussion and the article will be on the ballot as written.

Yes – 2397*

No - 478

ARTICLE 24

Shall the Town of Hampton vote to raise and appropriate the sum of \$10,500 generated from the sale of Town-owned cemetery lots and to authorize the transfer of such sum to the Cemetery Burial Trust Fund; the interest from this fund is withdrawn annually and deposited in the Town's general fund unassigned fund balance as an offset to the amount appropriated in the operating budget for the maintenance of cemeteries? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 12-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.004 per \$1,000 valuation (four tenths of one cent per thousand dollars of valuation).

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe, to open Article 24 for discussion.

Mary-Louise Woolsey advised this is a housekeeping article.

No further discussion and the article will be on the ballot as written.

Yes – 2604*

No - 313

ARTICLE 25

Shall the Town of Hampton vote to raise and appropriate the sum of \$10,000 to the Hampton Conservation Commission Land Acquisition Fund; this fund is used to “acquire, maintain, improve, protect or limit the future use of, or otherwise conserve and properly utilize,” open spaces and conservation easements in Hampton in accordance with RSA 36-A:4? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 11-1-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.004 per \$1,000 valuation (four tenths of one cent per thousand dollars of valuation).

Moved by Mary-Louise Woolsey, Seconded by Mike Pierce, to open Article 25 for discussion.

Jay Diener spoke in favor of Article 25.

Timothy Jones spoke in opposition of Article 25.

Ellen Goethel, 23 Ridgeview Terrace, Conservation Commission, spoke in favor of Article 25.

Jay Diener clarified some comments made by Timothy Jones.

Dick Nichols asked for the Town Attorney's opinion who agreed with Dick Nichols on the fact that the town regulations are more strict than state law.

Timothy Jones spoke again in opposition of Article 25.

No further discussion and the article will be on the ballot as written.

Yes – 2414*
No - 513

Moved by Dick Nichols, Seconded by Mike Plouffe, to Restrict Reconsideration of Articles 22-25.
Motion Passed.

ARTICLE 26

Shall the Town of Hampton vote to adopt the provisions of Chapter 149-I of the New Hampshire Revised Statutes Annotated pertaining to sewers, and authorize the Selectmen to perform all the duties and possess all the powers in the Town of Hampton which, in the case of a city, are conferred by RSA 149-I upon the mayor and alderman? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe, to open Article 26 for discussion.

Mary-Louise Woolsey spoke in favor of Article 26.

Arthur Moody spoke in opposition of Article 26.

Mary-Louise Woolsey addressed Mr. Moody's concerns.

No further discussion and the article will be on the ballot as written.

Yes – 2437*
No - 396

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe, to Restrict Reconsideration of Article 26.
Motion Passed.

ARTICLE 27

Shall the Town of Hampton vote to repeal its vote under Article 21 of the 2013 Town Meeting that enacted a sewer entrance fee, and instead to amend Section 406-5 A of the Code of the Town of Hampton, NH that now reads "A sewer permit fee of \$125 per dwelling unit shall be charged" and by substituting therefore the following provision:

Sewer Connection Fee

A fee of \$300 per sewer connection shall be charged for each residential and non-residential property being connected to the Town's wastewater system to offset the cost of connection inspection and the production of connection location data and plans? (Majority vote required).

Recommended by the Board of Selectmen 5-0-0

Moved by Mike Pierce, Seconded by Phil Bean to open Article 27 for discussion.

Michael Pierce gave an overview of Article 27.

No further discussion and the article will be on the ballot as written.

Yes – 2466*

No - 416

Moved by Mike Plouffe, Seconded by Michael Pierce, to waive the reading of Article 28.

Motion Passed.

ARTICLE 28

Shall the Town of Hampton vote to amend Chapter 420 Solid Waste, Article III Solid Waste Management and Article IV Public Event Recycling of the Code of Ordinances as follows:

To amend Chapter 420, Article III Solid Waste Management, by changing the Title from “Solid Waste Management” to “Recycling and Solid Waste Ordinance”

To amend Chapter 420, Article III Solid Waste Management, Section 420-10 Purpose, by adding a sub-section C that reads as follows:

“C. The Town declares that its intent is to achieve the maximum and permanent removal of recyclables from the waste stream as a result of mandatory recycling.”

To amend Chapter 420, Article III Solid Waste Management, Section 420-13 Operation, sub-section C Operational Authority, by removing the following consecutive two words “individuals” and “and” from this section.

To amend Chapter 420, Article III Solid Waste Management by adding thereto a new sub-section to be numbered Section 420-13.1 Operation Curbside Collection to be as follows:

420-13.1 Operation Curbside Collection

The operation of the curbside collection of recycling materials and solid wastes shall be in accordance with this article and such rules, regulations, procedures, policies and penalties as may be adopted by the Board of Selectmen for the efficient management and enforcement of the separation, recycling and disposal of recycling and solid wastes for curbside collection in order to protect the environment, the Town’s Solid Waste Collection Personnel and to enforce the Clean Air and Clean Water Acts and the laws of the Town, State of New Hampshire and the United States of America.

Town employees shall not be required to handle the following:

Barrels, boxes or any other type of container not issued by the Town;

Town issued collection cart(s) that are filled over the carts weight capacity.

Placement of Materials at Curbside.

Recycling materials and solid wastes that are to be collected at curbside shall be placed in designated Town issued carts on the frontage of the property to which they relate or in the position assigned by the Town for collection. Carts must be placed at least 2 feet apart to accommodate automated collection with the top opening facing the street. The cover must be closed with all materials to be removed contained within the cart and under the closed lid. If materials extend beyond the closed lid, the cart will not be collected and the materials can be taken by the resident or business to the Transfer Station for disposal.

Materials placed within the recycling collection cart cannot be bagged in any form and must be clean and free from any and all organic wastes.

Materials placed within the solid waste trash collection cart must be in a bag and contain only non-recyclable trash wastes.

Right to Inspect and Exclude Materials.

The Town reserves the right to inspect materials, but not to open bags placed in the Town issued collection carts at curbside to ensure compliance with this Ordinance and such rules and regulations as may be established by the Board of Selectmen under this Ordinance, including compliance with the requirements of the Clean Air Act and the Clean Water Act, the requirements of the contracts and regulations for the tipping of recycling and solid wastes at the Town's Disposal Sites as regulated by State and Federal Laws and regulations.

Materials found in the Town issued collection carts that are not in compliance with this provision will have the cart containing such non-compliant materials refused for collection. Carts refused for collection can be brought to the Transfer Station where compliance will be monitored before disposal will be permitted.

Enforcement. The enforcement for violations under this section 420-13.1 shall be as stated in section "420-16 Violations and Penalties" of this ordinance and/or the suspension of curbside collection from the property violating the provisions of this section. Suspensions shall be in writing and shall state the term of the suspension. Suspensions may be appealed under the Administrative Enforcement Ordinance as adopted by the Town under RSA 31:39-c.

To amend Chapter 420, Article III Solid Waste Management, Section 420-14 Utilization of Facility, subsection A Refuse (4) State of New Hampshire, by removing the last sentence in the subsection that reads: "Excluded from this provision are materials removed by the raking of the sand on State beaches; such materials will be accepted and be deposited at a special location and charged at the Town's cost of disposal."

To amend Chapter 420, Article III Solid Waste Management, Section 420-14, Utilization of Facility, subsection B. Recycling (1) Designation of materials, by removing the word "can" and substituting therefore the word "shall" so that the sentence reads as follows:

Designation of materials. The Board of Selectmen shall designate materials that shall be removed from the solid waste stream for the purposes of recycling and reuse."

To amend Chapter 420, Article III Solid Waste Management, Section 420-14, Utilization of Facility, subsection B. Recycling, (2) Recycling diversion goal, by adding after the words "Town of Hampton to reduce" the following words "by means of mandatory recycling, the volume of".

To amend Chapter 420, Article III Solid Waste Management, Section 420-14, Utilization of Facility, subsection B Recycling, (4) Recycling of selected materials required, by deleting the word "nonrecycled" and substituting therefore the word "non-recyclable"; and by adding after the words "nonrecyclable materials" the words "either at curbside pickup or".

To amend Chapter 420, Article III Solid Waste Management, Section 420-16 Violations and penalties, by deleting the words and numbers "up to \$500" and substituting therefore the words and numbers "\$100 for the first offense, \$200 for the second offense and \$500 for any subsequent offense, and/or the withdrawal of curbside collection for a period of time to be determined by the Board of Selectmen."

To amend Chapter 420, Article IV Public Event Recycling, Section 420-19 Authority, by adding after the letters and numbers "RSA 31:39" the words, letters and numbers "and RSA 149-M:17"? (Majority vote required).

Recommended by the Board of Selectmen 4-1-0

Moved by Mike Pierce, Seconded by Mary-Louise Woolsey to open Article 28 for discussion.

Michael Pierce gave an overview of Article 28.

Fred Rice spoke in opposition of Article 28.

Corrine Baker, 244 Exeter Rd, spoke in favor of Article 28.

Eileen Latimer spoke in favor of Article 28 but feels it needs to go back to the drawing board.

Ashley Myer, spoke in opposition of Article 28.

Arthur Moody spoke to Article 28.

Mary-Louise Woolsey made a motion to amend Article 28 to remove entire paragraph 420-14 sub section A Refuse (4) State of NH and insert single sentence: "The State of New Hampshire shall henceforth not be allowed to access to the Town Transfer Station, Department of Public Works property, or any other Town facility during the daytime or after hours, to dispose of any or all waste (trash and recycling) generated at State beaches, including Hampton Beach State Park."

The Moderator stated the amendment changes the purpose of the Article and will not be allowed.

Moved by Fred Rice to amend Article 28 to delete 428-13D Right to inspect and exclude materials in its entirety and to exclude second to last paragraph regarding fines "To amend Chapter 20 Article III Solid Waste Management"= (Fine Schedule)

The Rice Amendment Passed.

No further discussion and article will be on the ballot as amended.

Yes – 2174*

No - 606

Moved by Dick Nichols, Seconded by Fred Rice, to Restrict Reconsideration of Articles 27-28.

Motion Passed .

ARTICLE 29

Shall the Town of Hampton vote to accept "as is" the following streets as Class V Highways (Town Roads): Great Gate Drive, Juniper Lane, Nersesian Way, Linden Lane, and Bayberry Lane. These streets have been paved, maintained, have Town sewer, and meet Town standards. This article shall not become effective until all parties that have an ownership interest in these roadways have signed a release document prepared by Town counsel releasing the Town of Hampton from any damages that could be claimed by them as a result of the acceptance of Great Gate Drive, Nersesian Way, Juniper Lane, Linden Lane, and Bayberry Lane as Town Roads; this acceptance shall be at no cost to the Town? (Majority voter required)

Recommended by the Board of Selectmen 5-0-0

Moved by Mike Pierce , Seconded by Mike Plouffe to open Article 29 for discussion.

Brian Warburton asked if we could take Articles 29-31 together.

The Moderator advised we will take each Article individually.

Michael Pierce advised Articles 29-31 are all housekeeping.

Arthur Moody, Sunny Kravitz and Tracy Emerick spoke to Article 29.

No further discussion and the article will be on the ballot as written.

Yes – 2497*

No - 358

ARTICLE 30

Shall the Town of Hampton vote to accept the following streets as Class V Highways (Town Roads) for which deeds to the Town have previously been recorded and which are completed subdivision streets that the Town is maintaining but were not properly accepted by Town Meeting, or the Board of Selectmen. The portion of Huckleberry Lane from North Shore Road inward for a distance of 1059.36 feet, more or less, deed recorded July 5, 1988, and all of Downer Drive, deed recorded March 8, 1995; this acceptance shall be at no cost to the Town? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Moved by Mike Pierce, Seconded by Mike Plouffe to open Article 30 for discussion.

Arthur Moody spoke to Article 30.

No further discussion and the article will be on the ballot as written.

Yes – 2518*

No - 327

ARTICLE 31

Shall the Town of Hampton vote to accept “as is” the following named streets: Briar Road, Lancaster Street, Moccasin Lane, Keene, Lane and Wild Rose Lane as Class V Highways (Town Roads) provided approved deeds for these roads are presented to the Town. These roads have been paved, maintained, had Town sewer installed at Town expense. This article shall not become effective until all parties that have an ownership interest in these roadways have signed a release document prepared by Town counsel releasing the Town of Hampton from any damages that could be claimed by them as a result of the acceptance of Briar Road, Lancaster Street, Moccasin Lane, Keene Lane, and Wild Rose Lane as Town Roads; this acceptance shall be at no cost to the Town? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Moved by Mike Pierce, Seconded by Mary-Louise Woolsey to open Article 31 for discussion.

Arthur Moody spoke to Article 31.

No further discussion and the article will be on the ballot as written.

Yes – 2497*

No - 335

ARTICLE 32

Shall the Town of Hampton vote to amend its vote under Article 27 of the Annual Town Meeting of March 8, 2011 to regulate the display and accessibility of martial arts weapons by:

Amending the Town of Hampton Code of Ordinance Chapter 512 Section 2 by removing the word “mixed” so that it regulates the sale and display of martial arts weapons in accordance with RSA 31:39, I (p). The purpose of this Article is to correct the wording of this Ordinance so that it mirrors the State Statute that authorizes the regulation of these activities? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Moved by Phil Bean, Seconded by Mike Plouffe to open Article 32 for discussion.

No further discussion and the article will be on the ballot as written.

Yes – 2530*

No - 305

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe, to Restrict Reconsideration of Articles 29-32.

Motion Passed.

BREAK FOR LUNCH at 12:30 pm

Reconvened at 1:15 pm.

Moved by John Nyhan, Seconded by Tracy Emerick, to waive the reading of Article 33.

ARTICLE 33

To amend Chapter 149, Section 149-2. Purpose by adding the following subsection A.

For the purposes of this Chapter, the word “entertainment” and “entertainment activity” shall mean to include the activity of “outside entertainment activity”.

And

To amend Chapter 149, Section 149-3 Definitions

By amending the definition of “BUILDING or PREMISES” to read as follows:

BUILDING – A combination of materials to form a construction for use, occupancy, or ornamentation whether installed on, above, or below the surface of the land or water.

PREMISES – A lot of record or a vessel on the water.

By amending the definition of ENTERTAINMENT ACTIVITY to strike the phrase “that is audible outside of the building or premises” from the end of the definition.

By adding the following language at the end of the definition of ESTABLISHMENT OR PLACE:

“and shall include any area on the property of the licensed establishment where an outside entertainment activity is proposed to occur.”

And also by adding the following definition:

OUTSIDE ENTERTAINMENT ACTIVITY – Includes, but is not limited to, any live band, musician, performer, entertainer, disc jockey, comedian, person, concert, jukebox, karaoke equipment, record player, sound device, and/or any type of mechanical music device for the purpose of entertaining patrons in a location on the premises of the licensed establishment, other than a fully enclosed building capable of containing noise emissions, that results in noise emissions that are audible beyond the property line of the premises.

And

To amend Chapter 149, Section 149-6 Issuance of License, sub-sections A, (3) and B, (1),(b) by deleting “Fire Prevention Officer, or his designee” and replace with “Fire Chief, or his designee”

And

To amend Chapter 149, Section 149-9 Hours Restricted by adding the following subsection A:
Outside Entertainment Activity shall only be allowed between the hours of 12 noon and 11 PM or earlier if specified by the Board of Selectmen.

And

To amend Chapter 149, Section 149-13 Complaints; additional restrictions or conditions, subsection A by deleting the sentences that read “Complaints shall be brought by written form only and shall contain the location of the entertainment or place concerned in the complaint and the names(s), address(es) and phone number(s) of the person(s) filing said complaint. The complaint shall be in detail and contain the date of, time of and the type or cause of the complaint and/or incident” and replacing them with the following:

Complaints made to the Police Department may be made verbally and or in writing.

Complaints to the Board of Selectman shall be brought by written form only and shall contain the location of the entertainment or place concerned in the complaint and the name(s), address(es) and phone number(s) of the person(s) filing said complaint. The complaint shall be in detail and contain the date of, time of and the type or cause of the complaint and/or incident.

And

To amend Chapter 149, Section 149-15 Noise Standard Applied by amending the opening sentence to substitute the words “on any premises” for the words “within an establishment or place in the first two lines and to add the phrase “is prohibited and is governed by all of the following provisions:” at the end

And to amend subsection A by deleting it in its entirety and replacing it with the following:

Noise Levels.

It shall be unlawful for any licensee to emit or cause to be emitted any noise beyond the boundaries of his/her/its premises in excess of the noise levels established in these regulations.

Noise Level Standards.

Sound from any entertainment source controlled by this ordinance shall not exceed the following limits at the nearest lot line of the "receiving" private or public property:

Sound Pressure Limits (Decibel levels (dB) measured in the A Scale).

Day/Night	Late Night
<u>12 Noon - 11 PM*</u> 75 dB	<u>11 PM - 1 AM*</u> 65 dB

*Because the Decibel level A Scale (dB(A) Scale) responds most closely to the range of sounds audible to the human ear, the dB(A) Scale shall be used for all sound pressure measurements; and a violation of the standards of this Section that exceeds 30 seconds in duration shall be deemed to constitute a violation of this Ordinance.

The Board of Selectmen may waive the noise level standards for events sponsored by the Town, the Hampton Beach Village District, or the State of New Hampshire including, but not limited to, parades, special events, occasional public concerts, and fireworks displays? (Majority vote required)

Recommended by the Board of Selectmen 4-1-0

Moved by Dick Nichols, Seconded by Mike Pierce to open Article 33 for discussion.

Michael Pierce gave an overview of Article 33.

Bob Preston made a motion, Seconded by Eileen Latimer, to amend Article 33 "Outside Entertainment Ch 149, Sec 149-9" to change 11:00 pm to midnight.

Ashley Myer advised there is no midnight and the time should be changed to 11:59 pm. Bob Preston and Eileen Latimer agreed to the correction.

Mary Twomey, 75 Ocean Blvd, spoke in opposition of the Preston amendment.

Mark Loopley, 7 Carlson Rd, spoke in favor of Preston amendment.

Kevin Brown, 6 G St, on behalf of the Sea Ketch, spoke in favor of the Preston amendment

Brendan McNamara, Chuck Rage, and Fred Rice spoke in favor of Preston amendment.

Michael Pierce and Mary-Louise Woolsey spoke in opposition of Preston amendment.

Marcella Quandt, 4 Quinlan Lane, spoke in opposition of the Preston amendment.

Rusty Bridle suggested only changing the first section to 11:59 (leaving the decibel levels alone).

Vote on Preston amendment. Preston amendment passed.

Motion by Marylee Twomey, Seconded by Chuck Rage to amend the late night decibels from 65 to 50 decibels.

Chuck Rage, Bob Preston, and Kevin Brown spoke in favor of the Twomey amendment.

A vote was taken on the Twomey amendment. Motion Passed.

No further discussion and article will be on the ballot as amended.

Yes – 2356*

No - 544

ARTICLE 34

Shall the Town of Hampton vote pursuant RSA 231:139 to provide for the appointment of a Tree Warden and to determine the Tree Warden's duties in the following manner:

Section 1. Notwithstanding any general or special provisions of law to the contrary, the Town Manager with the advice and consent of the Board of Selectmen, shall appoint a Tree Warden who shall have the powers of Tree Wardens contained in New Hampshire Revised Statutes Annotated, Chapter 231 and amendments thereto.

Section 2. The Tree Warden shall promulgate rules and regulations for the protection, preservation, maintenance, and removal of public shade trees that if approved by the Selectmen after a public hearing and upon being filed with the Town Clerk and being posted in two public places shall become effective.

Section 3. The Tree Warden shall be removable from office for misconduct after a hearing before the Board of Selectmen who shall certify any such removal and the reasons therefore in writing to be filed with the Town Clerk whereupon the Tree Warden shall be removed from office and the vacancy created filled by appointment in accordance with Section 1 of this Act.

Section 4. The Tree Warden shall receive such compensation as the Selectmen shall determine.

Section 5. This article shall take effective upon its passage.

And further if this article is passed the Town of Hampton Shade Tree Commission shall be abolished?
(Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Moved by Michael Pierce, Seconded by Phil Bean to open Article 34 for discussion.

Michael Pierce gave an overview of Article 34.

Dick Desrosiers, 40 Salt Meadow, spoke in opposition of Article 34. A discussion took place regarding Keith Noyes becoming the tree warden.

Mark Loopley spoke in opposition of Article 34.

Larry Sack, 13 Hilda Drive, asked if this includes the planting of trees. Fred Welch advised it is in the law.

Arthur Moody asked if it includes ornamental trees? Fred Welch advised town trees are considered shade trees but not trees planted privately.

Richard Reniere asked if it would be part of Keith Noyes' duties without additional compensation to which Mary-Louise Woolsey advised that is correct.

Michael Pierce spoke in favor of Article 34.

No further discussion and the article will be on the ballot as written.

Yes – 2065*

No - 757

ARTICLE 35

Shall the Town of Hampton vote to discontinue the Firefighting Apparatus Capital Reserve Fund established under Article 29 of the 1995 Annual Town Meeting in accordance with the provisions of RSA 35:16-a, in which case the Trustees of the Trust Fund holding the account for said fund shall pay all the monies in such fund to the Town's general fund unassigned fund balance? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe to open Article 35 for discussion.

Mary-Louise Woolsey gave an overview and spoke in favor of Article 35.

No further discussion and the article will be on the ballot as written.

Yes – 2386*

No - 407

Moved by Michael Pierce, Seconded by Mary-Louise Woolsey, to Restrict Reconsideration of Articles 33-35.

Motion Passed .

ARTICLE 36

On the petition of the residents of Holman Lane and at least 25 Hampton registered voters, shall the Town of Hampton vote to raise and appropriate the sum of \$80,000 to be expended for the purpose of installing a gravity sewer system for the use of the easterly six homes on Holman Lane who will then connect to the new sewer line at their expense thereby eliminating the current sewer ejector pumped systems that are failing? (Majority vote required)

Not Recommended by the Board of Selectmen 4-1-0

Not Recommended by the Budget Committee 10-1-1

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.029 per \$1,000 valuation (two point nine cents per thousand dollars of valuation).

Moved by Bill Budenhagen , Seconded by Eileen Latimer, to open Article 36 for discussion.

Bill Budenhagen, 12 Holman Lane, spoke in favor of Article 36.

Steve LaBranche, 469 Ocean Blvd, spoke in favor of Article 36.

Eileen Latimer spoke in favor of Article 36.

Bill Budenhagen thanked Fred Welch & public works for their help with establishing the figures for the Article.

Timothy Jones spoke in opposition of Article 36.

No further discussion and the article will be on the ballot as written.

Yes – 825

No - 1996*

ARTICLE 37

On the petition of John Nyhan and at least 25 Hampton registered voters, shall the Town of Hampton vote to raise and appropriate \$3,000 to pay to Experience Hampton Inc., the organizer of the 2010, 2011, 2012 & 2013 Hampton Christmas Parades, to help defray the expenses of the 2014 Christmas Parade and related activities? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 11-1-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.001 per \$1,000 valuation (one tenth of one cent per thousand dollars of valuation).

Moved by John Nyhan , Seconded by Brendan McNamara, to open Article 37 for discussion.

John Nyhan, 2 Walnut Ave & Chairman of Experience Hampton, gave an overview and spoke in favor of Article 37.

No further discussion and the article will be on the ballot as written.

Yes – 2433*

No - 474

ARTICLE 38

Due to the increased request for services provided by Child and Family Services to the residents of Hampton, the undersigned, registered voters, Hampton, NH, support additional funding from the town in 2014-2015 in the amount of \$1,000 to supplement the annual grant of \$5,000 the Agency has received for many years. These funds support a share of the services provided to residents to access counseling and family support services without regard to income from Child and Family Services. Child and Family Services provides accessible and affordable programs to children, youth and their families leading to stronger family connections, improved school performance and better citizenship. From July 1, 2012 – June 30, 2013, 147 Hampton residents received 1,139 units of free and reduced services valued at over \$103,000 from Child and Family Services. (in comparison: July 1, 2011- June 30, 2012 the Agency served: 56 residents, provided 816 units of service and \$55,000 in free or reduced services).? (Majority vote required)

Recommended by the Board of Selectmen 4-1-0

Recommended by the Budget Committee 12-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.002 per \$1,000 valuation (two tenths of one cent per thousand dollars of valuation).

Moved by Larry Marsolais , Seconded by Eileen Latimer, to open Article 38 for discussion.

Moved by Larry Marsolais, Seconded by Mary-Louise Woolsey, to amend Article 38 to read:

To see if the Town will vote to raise and appropriate the sum of \$6,000 for the purpose of supporting the services that are provided by Child and Family Services to Hampton residents to access counseling and family support services without regard to income. Child and Family Services provides accessible and affordable programs to children, youth and their families leading to stronger family connections, improved school performance and better citizenship. From July 1, 2012 to June 30, 2013, 147 Hampton residents received 1,139 units of free and reduced services valued at over \$103,000 from Child and Family Services? (Majority vote required).

Larry Marsolais spoke in favor of the Marsolais amendment.

Eileen Latimer gave clarification that this group would not be included in Article 20.

A vote was taken on the Marsolais amendment. Motion Passed

No further discussion and article will be on the ballot as amended.

Yes – 1858*

No - 1025

Moved by Dick Nichols, Seconded by Mary-Louise Woolsey, to Restrict Reconsideration of Articles 36-38.

Motion Passed.

ARTICLE 39

On the petition of Victor R. DeMarco, and Richard A. Ballou, and more than 25 other legal voters of the Town of Hampton vote to raise, and appropriate \$25,000 dollars as a donation to the “FISHER HOUSE FOUNDATION INC”. The Fisher House program is a unique private-public partnership that supports America’s military families. The foundation builds and donates “COMFORT HOMES” ON THE GROUNDS OF MAJOR MILITARY AND VA MEDICAL CENTERS. These homes enable family members to be close to loved ones at the most stressful time, during hospitalizations for an unexpected illness, disease or injury. The housing program has served more than 142,000 individuals since the program’s inception in 1990 and nearly 3.6 million days of lodging. Estimated savings for the families has been \$167 million in lodging fees, subsistence and transportation expense. The American Institute of Philanthropy (Now referred as Charity Watch) rated The Fisher Foundation “A+” with 96% of every dollar received used directly to build homes? (Majority vote required)

Recommended by the Board of Selectmen 4-0-1

Recommended by the Budget Committee 6-4-2

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.009 per \$1,000 valuation (nine tenths of one cent per thousand dollars of valuation).

Moved by Dick Ballou , Seconded by Tracy Emerick, to open Article 39 for discussion.

Richard Ballou, 9 Birch Road, gave an overview and spoke in favor of Article 39.

Fred Rice and Timothy Jones spoke in opposition of Article 39.

Brian Warburton, 24 Sanborn Rd, spoke in favor of Article 39.

Steve LaBranche spoke in opposition of Article 39.

Richard Ballou spoke again in favor of Article 39.

No further discussion and the article will be on the ballot as written.

Yes – 1480*

No - 1396

ARTICLE 40

We, the undersigned residents of Hampton, Petition the Town of Hampton to place on the Warrant the request to see if the Town will vote to raise and appropriate the amount of \$7,000 to support Seacoast Family Promise servicing local families with children who are experiencing homelessness.? (Majority vote required)

Not Recommended by the Board of Selectmen 3-0-2

Not Recommended by the Budget Committee 3-2-7

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.003 per \$1,000 valuation (three tenths of one cent per thousand dollars of valuation).

Moved by Mark Loopley , Seconded by Dick Desrosiers, to open Article 40 for discussion.

Arthur Moody spoke in opposition of Article 40.

Moved by Eileen Latimer, Seconded by Bonnie Searle, to amend Article 40 from \$7,000 to \$2,500.

Timothy Jones spoke in opposition of the Latimer amendment.

Brian Lapham, 27 I St, spoke in opposition of the Latimer amendment.

A vote was taken on the Latimer amendment. Motion Passed.

Sunny Kravitz spoke in opposition of Article 40.

No further discussion and article will be on the ballot as amended.

Yes – 1518*

No - 1378

ARTICLE 41

By petition of Susan Erwin and at least 25 registered voters, shall the Town of Hampton vote to raise and appropriate the sum of \$4,950 to be used for the repair and restoration of historic cemetery markers and monuments within the Ring Swamp Cemetery? (Majority vote required)

Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 11-1-1

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.002 per \$1,000 valuation (two tenths of one cent per thousand dollars of valuation).

Moved by Matt Shaw , Seconded by Mary-Louise Woolsey, to open Article 41 for discussion.

Matt Shaw, 11 Emery Lane, gave an overview and spoke in favor of Article 41.

No further discussion and the article will be on the ballot as written.

Yes – 2206*

No - 696

ARTICLE 42

By petition of Albert J. Bellemore Jr. and Zoes J. Dimos, and more than twenty-five other legal voters of the Town. To release and remove deed restriction #3 (BK. 2534 PG 1449 to 1452) as to the premises located at #8 Six Street (Tax Map 210 Lot# 11) owned by Albert J. Bellemore and Zoes J. Dimos in order to allow the installation of a higher fence, no more than six feet high. Deed restriction #3 reads as follows, "No fences may be erected upon said premises other than ornamental fences of no more than a three foot height." Further to authorize and direct the Town Clerk to execute and deliver to the lot owners for recording a notice of this vote at the Rockingham Registry of Deeds, at no cost to the Town? (Majority vote required)

Recommended by the Board of Selectmen 4-0-1

Moved by Brendan McNamara , Seconded by Dick Desrosiers, to open Article 42 for discussion.

Moved by Dick Nichols, Seconded by Michael Pierce, to amend Article 42 by removing “By petition of Albert J. Bellemore, Jr and Zoes J. Dimos and more than twenty five other legal voters of the Town. To” and adding in its place: “We the undersigned residents of Hampton, Petition the Town of Hampton to place on the warrant the request to see if the Town will vote to”

A vote was taken on the Nichols amendment. Motion Passed

Arthur Moody spoke in opposition of Article 42 and made a motion, Seconded by Bonnie Searle, to amend Article 42 by changing the maximum height to five feet from six feet and to insert after installation “ornamental” after the word “higher”. Arthur Moody gave an overview of his amendment.

A vote was taken on the Moody amendment. Motion Passed.

No further discussion and article will be on the ballot as amended.

Yes – 2054*

No - 728

Moved by Dick Nichols, Seconded by Mary-Louise Woolsey, to Restrict Reconsideration of Articles 39-42.

Motion Passed.

ARTICLE 43

On petition of Mary-Louise Woolsey and at least 25 other registered voters – To see if the Town will vote to direct the Board of Selectmen to discontinue all Public Collection of Condominium, Commercial and Retail Waste (trash and recycling), no later than September 15, 2014?

Not Recommended by the Board of Selectmen 4-1-0

Moved by Mary-Louise Woolsey, Seconded by Mike Plouffe to open Article 43 for discussion.

Mary-Louise Woolsey gave an overview and spoke in favor of Article 43.

Moved by Chuck Rage, 121 OB, Seconded by John Nyhan, to amend Article 43, to read: “To see if the town will vote to direct the BOS to study whether to discontinue all public collection of condominium commercial and retail waste (trash & recycling) no later than September 15, 2014 with a report to be made at the next Selectmen’s meeting following September 15, 2014 deadline.”

The Moderator declared that the amendment was not proper as it changes the purpose of the article.

Moved by Timothy Jones, Seconded by Glenn Farrell, 6 Whitten St, to challenge the Moderator’s decision regarding whether Mr. Rage’s motion is a proper amendment.

A vote was taken on the challenge to the moderator. Challenge failed.

Chuck Rage gave an overview and spoke in favor of his amendment.

Bob Ladd, 7 Cutler Avenue, and HBVD Precinct Commissioner, spoke in favor of the Rage amendment.

Fred Rice spoke in opposition of the Rage amendment.

Richard Reniere, 29 Highland Ave, asked to speak on the original Article not the amendment. The Moderator asked Mr. Reniere to hold his comments to the amendment.

Brendan McNamara spoke in opposition of the Rage amendment.

Nathan Page, 200 Drakeside Rd, spoke in favor of the Rage amendment.

Timothy Jones spoke in opposition of the Rage amendment.

A vote was taken on the Rage amendment. Motion failed.

Richard Reniere, 29 Highland Ave, spoke in opposition of Article 43.

Brian Lapham spoke in opposition of Article 43.

Barton McGirl, 27 Mill Rd, spoke in opposition of Article 43.

Leah Lowney 42 Kings Hwy spoke in opposition of Article 43.

Brendan McNamara spoke in opposition of Article 43.

Bob Preston and Fred Rice spoke in opposition of Article 43.

Pat Collins, 3 Sunsurf Ave, spoke in opposition of Article 43.

Robert Coates, spoke in opposition of Article 43.

Rick Griffin, spoke in opposition of Article 43.

Eileen Latimer spoke in opposition of Article 43 and made a motion, Seconded by Sunny Kravitz, to amend Article 43 by adding “no sooner than” instead of “no later than” and changing the date to September 15, 2016 .

A vote was taken on the Latimer amendment. Motion Passed by hand count 34-23.

Timothy Jones spoke in opposition of Article 43 as amended.

Ann Kaiser, 7 Palmer St spoke to Article 43.

Mary-Louise Woolsey spoke in favor of Article 43.

A vote was taken to end discussion of Article 43.

Yes – 463

No - 2517*

Moved by Dick Nichols, Seconded by Mary-Louise Woolsey, to Restrict Reconsideration of Article 43.

ARTICLE 44

On petition of Lary Sack, 13 Hilda Drive and 25 registered voters:

Shall the town of Hampton, NH vote to raise and appropriate funds in the amount of \$49,500.00 to fund the installation and construction of a prefabricated restroom facility at Plaice Cove town beach.

Whereas sanitary facilities do not currently exist at Plaice Cove, I propose the installation and construction of a permanent sanitary facility / public restroom at Plaice Cove for use by town residents & guests. This modest building will incorporate; two ADA compliant unisex bathrooms with flush toilets and sinks, a storage/utility room and two (2) open-air rinsing stations. Building will tie into town sewer and water and electric.

The absence of restroom facilities at our town beach has created a public health hazard and environmental issues. Additionally this will resolve the inconvenience of having to interrupt or curtail beach outings, and a coveted parking spot, to locate a bathroom elsewhere? (Majority vote required)

Not Recommended by the Board of Selectmen 5-0-0

Not Recommended by the Budget Committee 12-0-0

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.018 per \$1,000 valuation (one point eight cents per thousand dollars of valuation).

Moved by Larry Sack , Seconded by Margaret Sack, to open Article 44 for discussion.

Margaret Sack, 15 Hilda Dr, gave an overview and spoke in favor of Article 44.

Dyana Martin spoke in favor of Article 44.

Larry Sack, 15 Hilda Dr, spoke in favor of Article 44.

Pat Collins spoke in opposition to Article 44.

Mark McFarlin spoke in favor of the location of the proposed restroom facilities, but opposed the Article 44 in general.

Dick Nichols spoke in opposition of Article 44.

Marcella Quandt, 4 Quinlan Lane, spoke in favor of Article 44.

Arthur Moody and Brian Warburton spoke in opposition of Article 44.

Dyana Martin advised the bathrooms would be maintained by the Recreation Department.

Larry Sack advised the footprint is 14 X 16 and would be placed along the Ocean Blvd edge of the lot and would only eliminate approximately three parking spaces.

Timothy Jones spoke in opposition of Article 44.

No further discussion and the article will be on the ballot as written.

Yes – 1011

No - 1934*

Moved by Mike Plouffe, Seconded by Nathan Page, to waive the reading of Article 45.

ARTICLE 45

By petition of Richard Desrosiers and other eligible voters of the Town of Hampton, NH to see if the Town will vote to urge:

That the New Hampshire State Legislature join nearly 500 municipalities and 16 other states, including all other New England states, in calling upon Congress to move forward a constitutional amendment that: 1) guarantees the right of our elected representatives and of the American people to safeguard fair elections through authority to regulate political spending, and

2) clarifies that constitutional rights were established for people, not corporations.

That the New Hampshire Congressional delegation support such a constitutional amendment.

That the New Hampshire State Legislature support such an amendment once it is approved by Congress and sent to the State for ratification.

And furthermore, that this Town Meeting vote be a record that We the People want Congress and our state legislature to:

Institute full, effective and immediate electronic disclosure of all election-related spending by any individual, group, corporation, party or institution.

Provide for fair, nonpartisan and vigorous enforcement of existing campaign laws and regulations by federal and state agencies.

Enact an absolute ban on campaign contributions by foreign governments, foreign agencies, foreign corporations or their subsidiaries and employees in the U.S.

Enact legislation that would cut down the influence of big bankroll donors by multiplying the power of small donations through the use of voter vouchers, tax credits and matching public funds.

The record of the vote approving this article shall be transmitted by written notice to Hampton's congressional delegation, and to Hampton's state legislators, and to the President of the United States informing them of the instructions from their constituents by the Board of Selectmen within 30 days of the vote.

Not Recommended by the Board of Selectmen 5-0-0

Moved by Dick Desrosiers , Seconded by Nathan Page, to open Article 45 for discussion.

Dick Desrosiers gave an overview and spoke in favor of Article 45.

Marcella Quandt spoke in favor of Article 45.

Fred Rice spoke in opposition of Article 45.

Marcella Quandt spoke again in favor of Article 45.

No further discussion and the article will be on the ballot as written.

Yes – 921

No - 1855*

ARTICLE 46

We, the undersigned registered voters of the Town of Hampton, New Hampshire petition the Board of Selectmen to include the Warrant for the 2014 Annual Town Meeting the following Article in accordance with the provisions of RSA 39:3:

Shall the Town of Hampton vote to raise and appropriate the sum of \$50,000 for the following purposes: (1) reconstruct the stone foundation of the Deacon Tuck Gristmill in accordance with the general specifications of the engineer's report recently provided. Said work is to be overseen by the Department of Public Works in conjunction with other work presently under consideration to restore the said gristmill. This shall be a non-lapsing account per RSA 32:7, VI and shall not lapse until the work is completed or until five (5) years after passage of the article, whichever occurs first? (Majority vote required)

Not Recommended by the Board of Selectmen 5-0-0

Not Recommended by the Budget Committee 11-0-1

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.018 per \$1,000 valuation (one point eight cents per thousand dollars of valuation).

Moved by Candice Stellmach , Seconded by Rusty Bridle, to open Article 46 for discussion.

Candice Stellmach gave an overview and spoke in favor of Article 46.

No further discussion and the article will be on the ballot as written.

Yes – 646

No - 2161*

Moved by Dick Nichols, Seconded by Mary-Louise Woolsey, to Restrict Reconsideration of Articles 44-46.

Motion Passed.

ARTICLE 47

The Hampton Cemetery Trustees, Sue Erwin, Tom Harrington and Matt Shaw along with the following 25 registered voters of the Town of Hampton requests the sum of up to \$45,000 to be taken from the Cemetery Burial Trust Fund for the purchase of a new ¾ ton four-wheel drive pickup with plow for the Hampton Cemeteries?

Not Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 13-0-0

Fiscal Impact Note (Finance Dept.) No Tax impact.

Moved by Matt Shaw, Seconded by Renny Cushing, to open Article 47 for discussion.

Moved by Matt Shaw, Seconded by Sunny Kravitz, to amend Article 47 by replacing it with: “On petition of the Hampton Cemetery Trustees, Sue Erwin, Tom Harrington and Matt Shaw along with at least 25 registered voters of the Town of Hampton, shall the Town of Hampton vote to raise and appropriate the sum of up to \$45,000 for the purchase of a new ¾ ton four-wheel drive pickup with plow for the Hampton Cemeteries and to authorize the withdrawal of that amount from the Cemetery Burial Trust Fund?”

A vote was taken on the Shaw Amendment. Motion Passed.

Arthur Moody spoke in opposition of Article 47.

Rusty Bridle, 225 Towle Farm Rd, spoke in favor of Article 47.

Matt Shaw clarified a few points.

No further discussion and article will be on the ballot as amended.

Yes – 1144

No - 1696*

ARTICLE 48

Russ Bernstein, Richard Reniere, and Ann Kaiser, along with at least twenty-five other registered voters of the Town of Hampton, ask to raise and appropriate the sum of \$3,000 for the purpose of constructing twenty new (replacement) Greenhead Fly traps. However, if the Operating Budget in this Warrant passes, this petitioned Article would be null and void, since the proposed Operating Budget contains the amount of \$3,000 for this stated purpose?

Not Recommended by the Board of Selectmen 5-0-0

Recommended by the Budget Committee 6-5-2

Fiscal Impact Note (Finance Dept.) The estimated 2014 tax impact is \$0.001 per \$1,000 valuation (one tenth of one cent per thousand dollars of valuation).

Moved by Ann Kaiser, Seconded by Dick Desrosiers, to open Article 48 for discussion.

Ann Kaiser, 7 Palmer St, Mosquito Control Commission, gave an overview and spoke in favor of Article 48.

No further discussion and the article will be on the ballot as written.

Yes – 1219

No - 1641*

Moved by Dick Nichols, Seconded by Mary-Louise Woolsey, to Restrict Reconsideration of Articles 47-48.

Motion Passed.

ARTICLE 49

On petition of Maurice Friedman, 30 Hampton Meadows, Hampton NH 03842 and 25 registered voters, shall the town of Hampton, NH raise and appropriate the amount of \$200,000 to pay for a four-year lease of the property at 358 Lafayette Rd., Hampton, NH 03842 to be used as a Senior Center for the residents of Hampton. The requested sum will cover lease, utility, staffing and maintenance costs for the term of the lease?

Not Recommended by the Board of Selectmen 5-0-0

Not Recommended by the Budget Committee 12-0-0

Fiscal Impact Note (Finance Dept.) The tax impact for the first year of the four-year lease (at \$50,000 per year) is \$0.018 per \$1,000 valuation (one point eight cents per thousand dollars of valuation).

Moved by Tracy Emerick , Seconded by Arleen Andreozzi, to open Article 49 for discussion.

Maurice Friedman gave an overview and spoke in favor of Article 49.

Arleen Andreozzi, 243 Winnacunnet Road, spoke in favor of Article 49.

Catherine Wakeen, 2 Fox Rd, and President of the Seniors group, spoke in favor of Article 49.

Arthur Moody spoke to Article 49.

No further discussion and the article will be on the ballot as written.

Yes – 765

No – 2113*

Moved by Sunny Kravitz Seconded by Arthur Moody, to adjourn. Motion Passed.

Deliberative Session was adjourned at 4:55 pm.

Minutes prepared and submitted by Jane M. Cypher, Town Clerk, on March 13, 2014.

Jane M. Cypher, Town Clerk