

*Town of Atkinson
Board of Selectmen
Meeting Minutes
January 19, 2014*

W. Baldwin opened the Special Meeting of Sunday, January 19, 2014 at 10:25 AM in the Atkinson Town Hall.

Members Present:

W. Friel
W. Baldwin
F. Thompson

Others Present:

B. Innes, Town Administrator

Mr. Friel stated that the purpose of this special meeting is to review and vote on the 2014 warrant articles. The articles and their associated vote is as follows:

2014-1 Election of Officers

2014-2 Amend Permitted Uses

Are you in favor of an amendment to the Zoning Ordinance, Article V, Section 510, “Permitted Uses”, as follows:

To amend 510:g to allow “Accessory Use or Building” in CI and CP Zones; and,

To amend 510:m to allow “Retail Enterprise” in TC Zone; and,

To amend 510:r to change “Private Club” to read “Private or Public Club”;

To amend 510:t to allow “Enclosed Storage” in CI and CP Zones; and,

To amend 510:w to allow “Non-Profit Use (Public or Civic)” in CI, CP and C Zones;

To amend 510:x to allow “Private Schools” in CI, CP and C Zones?

Recommended by the Planning Board

2014-3 Sign Ordinance

Are you in favor of an amendment to the Zoning Ordinance, Article IV, Section 470:10 “Signs in Commercial Industrial and Commercial Professional Zones” by removing the words “Commercial Park” and replacing them with the word “parcel” to clarify where identification signs may be located?

Recommended by the Planning Board

2014-4 Operating Budget

Shall the Town of Atkinson 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 Four Million One Hundred Eighty-one Thousand Seven Hundred Ten Dollars (\$4,181,710)? Should this article be defeated, the Default Budget shall be _____ Dollars (\$_____), which is the same as last year, with certain adjustments required by previous action of the Town of Atkinson, 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 or a revised Operating Budget only.

2014-5 Fire Department Capital Reserve

Shall the Town vote to raise and appropriate the sum of One Hundred Twenty-five Thousand Dollars (\$125,000.00) to be added to the Fire Department Capital Reserve Fund established for the purpose of acquiring fire equipment and vehicles? This is in addition to Article 2014-4, the Operating Budget.

Selectmen: Yes – 3 No: 0

2014-6 Communications' Equipment

Shall the Town vote to raise and appropriate Thirty Thousand Dollars (\$30,000.00) for Atkinson's share of communications' equipment upgrade of the Plaistow Dispatch Center, to improve emergency communications in Atkinson? This is a non-lapsing article and will not lapse until the project is complete or until December 31, 2019, whichever comes first. This article is in addition to the Operating Budget article.

Selectmen: Yes – 3 No: 0

2014-7 Police Vehicle

Shall the Town vote to raise and appropriate the sum of Thirty-seven Thousand Dollars (\$37,000.00) to purchase and equip a new Police utility vehicle for the Police Department, Seven Thousand Dollars (\$7,000.00) to come from the Special Police Detail Account, created for that purpose per RSA 31:95-h, and Thirty Thousand Dollars (\$30,000.00) to be raised by taxes, and to authorize the Board of Selectmen to dispose of the Crown Victoria Cruiser and the 2005 Ford Expedition by bid or trade? This is a non-lapsing article and will not lapse until the project is complete or until December 31, 2019, whichever comes first. This article is in addition to the Operating Budget article.

Selectmen: Yes – 3 No: 0

2014-8 Police Department Capital Reserve

Shall the Town vote to establish a Capital Reserve Fund for the purpose of purchasing equipment, and infrastructure repairs and improvements at the Police Station, and to raise and appropriate the sum of Five Thousand Dollars (\$5,000.00) to be added to this fund? This is in addition to Article 2014-4, the Operating Budget.

Selectmen: Yes – 3 No: 0

2014-9 Reclaim and Pave Oak Hill Circle

Shall the Town vote to raise and appropriate the sum of Twenty Thousand Two Hundred Seventy-four Dollars (\$20,274.00) to reclaim and pave approximately 400 linear feet of Oak Hill Circle? All work will be done under the supervision of the Road Agent. This is a non-lapsing article and will not lapse until the project is complete or until December 31, 2019, whichever comes first. This article is in addition to the Operating Budget article.

Selectmen: Yes – 3 No: 0

2014-10 Hawthorne Drive Improvements

Shall the Town vote to raise and appropriate Eighty Thousand Four Hundred Seventy-nine Dollars (\$80,479.00) to reclaim and pave approximately .62 mile of Hawthorne Drive and to shim and overlay the remainder of that road? All work will be done under the supervision of the

Road Agent. This is a non-lapsing article and will not lapse until the project is complete or until December 31, 2019, whichever comes first. This article is in addition to the Operating Budget article.

Selectmen: Yes – 3 No: 0

2014-11 Old Coach Road Improvements

Shall the Town vote to raise and appropriate Two Hundred Seventeen Thousand Nine Hundred Nineteen Dollars (\$217,919.00) to reclaim and pave approximately 1.87 miles of Old Coach Road, and to shim and overlay the remainder of that road? All work will be done under the supervision of the Road Agent. This is a non-lapsing article and will not lapse until the project is complete or until December 31, 2019, whichever comes first. This article is in addition to the Operating Budget article.

Selectmen: Yes – 3 No: 0

2014-12 Highway Department Truck #1

Shall the Town vote to authorize the Board of Selectmen to enter into a five-year lease/purchase agreement subject to annual funding in the amount of Ninety-Nine Thousand Nine Hundred Fifty Dollars (\$99,950.00) for the purchase a Ford F-550 dump truck, or equivalent, and accessories, for the Highway Department, and to raise and appropriate the sum of Twenty Thousand Dollars (\$20,000.00) for the first year's payment? This is in addition to Article 2014-4, the Operating Budget.

Selectmen: Yes – 3 No: 0

2014-13 Highway Department Truck #2

Shall the Town vote to authorize the Board of Selectmen to enter into a five-year lease/purchase agreement subject to annual funding, in the amount of Thirty-five Thousand Six Hundred Seventy-six Dollars (\$35,676.00) for the purchase of a ¾-Ton 4x4 Club-Cab truck with plow and accessories for the Highway Department, and to raise and appropriate the sum of Seven Thousand Two Hundred Dollars (\$7,200.00) for the first year's payment? This is in addition to Article 2014-4, the Operating Budget.

Selectmen: Yes – 3 No: 0

2014-14 Town Hall Generator

Shall the Town vote to raise and appropriate the sum of Fifteen Thousand Dollars (\$15,000.00), in addition to Article #2013-22 for \$25,000, to purchase and install a Town Hall Generator? This is a non-lapsing article and will not lapse until the project is complete or until December 31, 2019, whichever comes first. This article is in addition to the Operating Budget article.

Selectmen: Yes – 3 No: 0

2014-15 Mosquito Control

Shall the Town vote to raise and appropriate Forty-nine Thousand Three Hundred Ninety Dollars (\$49,390.00) for the purpose of insect control, such funds to be put into the Mosquito Control Expendable Trust Fund created for that purpose and to name the Selectmen as agents to expend this money? This is in addition to Article 2014-4, the Operating Budget.

Selectmen: Yes – 3 No: 0

2014-16 Winter Capital Reserve

Shall the Town vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000.00) to be added to the Winter Capital Reserve Fund, to come from the Undesignated Fund Balance? No additional tax dollars will be needed to fund this appropriation. This is in addition to Article 2014-4, the Operating Budget.

Selectmen: Yes – 3 No: 0

2014-17 Community Center Capital Reserve

Shall the Town vote to establish a Capital Reserve account for the purpose of upgrading the facilities at the Atkinson Community Center, and to raise and appropriate the sum of Five Thousand Dollars (\$5,000.00) for this purpose? This is in addition to Article 2014-4, the Operating Budget.

Selectmen: Yes – 3 No: 0

2014-18 Kimball House Shutters

Shall the Town vote to raise and appropriate Two Thousand Dollars (\$2,000) to purchase and install vinyl shutters on the Kimball House? This article will lapse at the completion of this project or on December 31, 2019, whichever comes first, and is in addition to Article 2014-4, the Operating Budget.

Selectmen: Yes – 2 No: 1

2014-19 Atkinson's 250th Anniversary

Shall the Town vote to create a 250th Anniversary Expendable Trust Fund, naming the Board of Selectmen as Agents to Expend this fund, for the purpose of celebrating the 250th anniversary of Atkinson's incorporation in 2017; and to raise and appropriate One Thousand Dollars (\$1,000.00) for this Fund, such money to come from the Undesignated Fund Balance?

Selectmen: Yes – 3 No: 0

2014-20 Legal Capital Reserve

Shall the Town vote to create a Legal Capital Reserve Fund under RSA 35.1 V, for unanticipated legal expenses, to appoint the Board of Selectmen as agents to expend such funds and to raise and appropriate Twenty Thousand Dollars (\$20,000.00) from the Undesignated Fund Balance, to be deposited in this fund? No additional tax dollars will be needed to fund this appropriation. This is in addition to Article 2014-4, the Operating Budget.

Selectmen: Yes – 3 No: 0

2014-21 Repurpose the Cable Capital Reserve Fund

Shall the Town vote to change the purpose of the Cable Capital Reserve Fund, established in 1994 to develop and equip a facility for the Atkinson Community Television to include Information Technology (IT) services? The new capital reserve fund will be called the Cable/IT Capital Reserve Fund, for the purpose of purchasing equipment and software, and paying for facility needs to support all aspects of Atkinson Community Television (ACTV), to include, but not limited to all cameras, servers, software, computers, streaming equipment, Internet and peripherals, as well as any facility needs required to support it; and the IT needs to include, but not limited to all servers, networking equipment software, computers, Internet and peripherals. This fund should also be used to support future technology changes for both ACTV and IT not explicitly listed herein. As of December

31, 2013, there were Two Hundred Eighty-nine Thousand Four Hundred Eighty-seven and 47/100 Dollars (\$289,487.47) in the Cable Capital Reserve Fund.
(2/3 vote required)

Selectmen: Yes – 2 No: 1

2014-22 New Trusts

Shall the Town vote to authorize the Board of Selectmen to accept trust gifts, legacies and devises made to the Town for any public purpose that is not foreign to their institution or incompatible with the objects of their organization, without further action by the Town? (RSA 31:19) This shall be effective immediately, and continue until rescinded by Town Meeting.

2014-23 Heritage Commission and Fund

Shall the Town vote to establish a Heritage Commission and a Heritage Fund in accordance with the provisions of RSA 673 and RSA 674? The Heritage Commission shall not function as an Historic District Commission and shall only have advisory powers, except for town owned property placed in the Heritage Commission's care by the authority having jurisdiction over that property, and private property placed in the Heritage Commission's care by the property owner?

The Heritage Commission shall consist of 7 full members and up to 5 alternate members appointed by the Board of Selectmen pursuant to RSA 673:4-a and RSA 673:5. One member of the Heritage Commission shall be a selectman, two members shall be appointed from the Atkinson Historical Society, two members shall be appointed from the Atkinson Library Trustees, and the remaining two members shall be from the community at large.

2014-24 ACTV Rewiring

Shall the Town vote to raise and appropriate the sum of Ten Thousand Dollars (\$10,000) for the purpose of replacing inadequate audio-visual cabling and equipment within the Kimball Library and Atkinson Community Center in order to facilitate more frequent live broadcasts by Atkinson Community Television at both locations, such sum to be withdrawn from the Atkinson Community Television Capital Reserve Fund established for this purpose? As of December 31, 2013, there were Two Hundred Eighty-nine Thousand Four Hundred Eighty-seven and 47/100 Dollars (\$289,487.47) in the Cable Capital Reserve Fund. No new tax dollars will be needed to fund this appropriation. This is a non-lapsing article and will not lapse until the project is complete or until December 31, 2019, whichever comes first. This article is in addition to the Operating Budget article.

Selectmen: Yes – 3 No: 0

2014-25 Waterline Installation (by Petition)

Shall the Town vote to raise and appropriate One Hundred and Fifty-seven Thousand Dollars (\$157,000.00) to pay Hampstead Area Water Company for the installation of water lines along specific Town roads, to provide potable water for residents who have 1-4 Dioxane contamination, that are not already covered by EPA, DES, or State or Federal funding. Specifically these roads are Oakridge Drive and Deer Run Roads and these funds are primarily for installation of these water mains, with any funds remaining after the water mains are complete, to be allocated evenly across the 8 homes on Deer Run Road for individual home connection to these water mains. These funds will first be expended to extend the waterline on Oakridge Road across the intersection with Deer Run Road, from wherever the EPA terminates the

waterline due to their funds for the project being depleted. Then the remaining funds will be expended to extend the waterline along Deer Run Road to the beginning of its terminal cul-de-sac. These waterlines will be located as shown on the plans developed by the EPA entitled "Removal Action Watermain Extension and Services NH Dioxane Contamination Site Atkinson, NH", dated July 2013. Should any funds remain after the aforementioned water mains are completed, the remaining funds will be evenly allocated to the residents of homes along Deer Run Road, who choose to connect to the water mains, for their connection costs up to \$6,000 per residence. This article will lapse at the completion of this project or on December 31, 2019, whichever comes first, and is in addition to Article 2014-4, Operating Budget.

Selectmen: Yes – 0, No - 3

2014-26 Waterline Connections (by Petition)

Shall the Town vote to raise and appropriate One Hundred Sixty Thousand Dollars (\$160,000.00) to help residents who do not qualify for EPA, DES, or State funding, but are in the 1-4, Dioxane water contamination area of Town, with the cost of the connection to the existing water line on West Side Dr. and the new waterline being installed along Belknap Drive, Emery Drive, Brookside Terrace and Oakridge Drive? Funding of the connections will be a three-tiered process: The first round of funding will be to residents with direct access to HAWC water lines along the aforementioned roads comprised of the 19 homes (not receiving EPA funding) that show 1-4, Dioxane contamination, who will be awarded the funds for their connection costs up to \$6,000 per residence, if they chose to connect to the waterline. The second round of funding would be to residents with direct access to HAWC water lines along the aforementioned roads comprised of the 14 homes which currently show no contamination of 1-4, Dioxane, but abut contaminated wells, with each household choosing to connect to receive their connection costs up to \$3,000 per residence (or an even allocation of the remaining funds). Should there be any funding left for a third round, funds will be allocated equally across residents with direct access to HAWC water lines along the aforementioned roads comprised of the 11 homes which currently show no contamination of 1-4, Dioxane, but do not abut a contaminated well, with each household choosing to connect to receive their connection costs up to \$2,000 per residence (or an even allocation of the remaining funds). This article will lapse at the completion of this project or on December 31, 2019, whichever comes first, and is in addition to Article 2014-4, the Operating Budget.

Selectmen: Yes – 0, No - 3

2014-27 Constitutional Amendment (by Petition)

Shall the Town vote to petition the state legislature, New Hampshire's Congressional delegation and Congress to support a Constitutional Amendment relative to elections that reaffirms that democracy is for people and ensure that the will of the citizens of The United States is not drowned out by the massive political spending from the treasuries of large institutions. The record of the vote approving this article shall be transmitted within thirty days by written notice from the Selectman to Atkinson's Congressional delegation and to Atkinson's state legislators informing them of the instructions from their constituents.

2014-28 Update List of Town Forests (by Petition)

Shall the Town vote to designate the following parcels as Atkinson town forests, to be managed by the Conservation Commission under the provisions of RSA 31:112?

Map 3 Lot 31 (1.11 acre gift, unbuildable wetland, abuts Sawyer Town Forest)

Map 3 Lot 47 (1.21 acre gift, unbuildable wetland, near Sawyer Town Forest)

Map 19 Lot 76 (2-acre tax sale, lot landlocked by Fila-Chambers Town Forest)
Map 16 Lot 12-1 (31.2 acre Judge Marshall RSA 36-A:4 conservation parcel)

2014-29 Part-time Police Chief (by Petition)

To see if the voters will direct the Selectmen to keep the Chief of Police position PART TIME for at least the next 36 months. And to PROHIBIT THE Selectmen from creating the position of FULL TIME Chief of Police except when directed to do so by a voter approved warrant article.

2014-30 Increase Board of Selectmen (by Petition)

Are you in favor of increasing the board of selectmen to 5 members?

2014-31 Budget Committee Legal Appropriation (by Petition)

Shall the Town vote to raise and appropriate the sum of five thousand dollars (\$5000.00) to fund a new budget committee legal line. The purpose would allow the budget committee to get a second opinion on serious town issues. The second opinion would come from a attorney specializing in municipal law other than Town counsel. This will come effective April first 2014.

Selectmen: Yes – 0, No - 3

2014-32 Conflict of Interest Committee Legal Appropriation (by Petition)

Shall the town vote to raise and appropriate the sum of five thousand dollars \$5000.00) to fund a new Conflict of Interest Committee legal line. The purpose would allow the budget committee to get a second opinion on serious town issues. The second opinion would come from an attorney specializing in municipal law other than Town counsel. This will become effective April 1, 2014.

Selectmen: Yes – 0, No - 3

2014-33 Competitive Bid (by Petition)

Shall the town vote to REQUIRE any town expense over four thousand, nine hundred ninety-nine dollars (\$4,999.00) in aggregate or for a single purpose go out to competitive bid? The purpose would be to insure getting the best price for the work required. This will become effective April 1, 2014.

Selectmen: Yes – 0, No - 3

2014-34 Certified Financial Audit (by Petition)

Shall the town vote to raise and appropriate the sum of Ten Thousand dollars (\$10,000.00) to fund a complete three to five year certified financial audit of the Town of, Atkinson, NH? The purpose is to verify that all assets and funds are accounted for. This will become effective April 1, 2014.

Selectmen: Yes – 0, No - 3

**W. Baldwin made a motion to adjourn the Special Meeting of Sunday, January 19, 2014 at 10:57 AM.
Second: F. Thompson. 3/0/0.**

Respectfully Submitted,
Bill Innes

Williams Friel, Chair

William Baldwin

Fred Thompson