

Town of Campton, NH
Town Meeting Minutes
March 13, 2013

Moderator Richard Giehl opened the meeting at 6:51pm, instead of 6:30pm, due to long lines at the check-in table with the Supervisors of the Checklist. The Boy Scout Troop #58 led us in the Pledge of Allegiance. Pastor Russell Petrie then led us in a prayer. Selectmen Sharon Davis presented Carol Lenahan with a bouquet of flowers for her years of service with the Campton Garden Club. The Annual Town Report was also dedicated to her. Selectmen Davis presented a gift certificate to Selectmen Craig Keeney. Selectmen Davis presented a plaque to Kelly Bolger for volunteering to be the Clerk of Works for new Municipal Building project. Selectmen Davis stated that the plaque was a Distinguished Service Award. Moderator Giehl introduced the head table: Selectmen Sharon Davis, Selectmen Charles Wheeler, Selectmen Marsh Morgan, Selectmen Craig Keeney, Selectmen Charles Cheney, Town Administrator Ann Marie Foote, Town Attorney Walter Mitchell, and Town Clerk/Tax Collector Hannah Joyce. Moderator Giehl read the results from the March 12, 2013 Town Election.

Moderator Giehl stated that an elected official would like to address the audience. Hannah Joyce, Town Clerk/Tax Collector stated that this night has been a long coming. Hannah continued by saying the following: “Hopefully, it will bring closure to the confusion of the last 10 months. There are many important articles this evening relevant to where your Town Clerk/Tax Collector’s Office will be housed. These articles likely will prompt questions in your mind. They may test your patience. But, in the end, they will require major decisions that need to reflect the best interest of the entire town. Over the past 10 months, since the Board of Selectmen’s “repurposing”, my office has received many letters and questions based on the results of your collective votes from our 2012 Town Meeting. Here are some of these questions; the answers may set the stage for the challenge we face tonight.

When is the Town Clerk/Tax Collector’s Office moving into the new Town Office building?
The Answer: We’re not. The Board of Selectmen decided to “repurpose” the new building this summer and assigned the designated Town Clerk/Tax Collector’s half of the space to the Police Department. An average of 5 to 6 people coming into our office everyday still don’t know that the Board made this decision. *Did we vote on this decision at last year’s Town Meeting?* The Answer: No, you did not. Since 2005 Campton voters have reviewed plans and appropriated money for a new building designated to house the Selectmen’s Office and Town Clerk/Tax Collector’s Office.

Who made these decisions? The Answer: Your Board of Selectmen made this decision on its own, for its own reasons, without coming back to the voters. *Can anything be done?* The Answer: Yes, a petition was submitted last summer to the Board of Selectmen, signed by the required number of registered voters, to compel the Selectmen to hold a Special Town Meeting this summer to explain their decision to the voters. They chose to ignore the petition. This same petition is coming before you again tonight, under advisement from the Town Attorney. *Can you even fit the Town Clerk/Tax Collector’s Office in the old Police Department space?* The Answer: The Selectmen call the Police Department 720 square feet, while our office now currently

occupies over 1,000 square feet, including the vault. The old PD does not have a vault, which we need to house historical documents, vital records, DMV inventory, papers, invoices, receipts, etc – some of which must be retained forever in a fireproof secured storage area. These are just a few examples of the most asked questions we have had. I urge you to read the articles carefully, ask a lot of questions, and make a decision that you feel best suits this town. Tonight is a night for the voters, my residents, to take action – in some cases to stand by last year’s actions. Ultimately, I hope that this night brings about discussions that should have occurred over the past 10 months between this Board and Campton voters. Tonight is a night for the “people as a whole” to stand together as residents and taxpayers, make an informed decision, and vote. It is not another night for a “select few” to decide they know what is best for the rest of the town, its voters, and its resources. Please consider some of my personal thoughts and perspectives on this issue. First, I don’t think the new town building would have been voted in if it were originally purposed and openly presented to the voters as a new police station. I believe the new building passed because of its potential use for elections and voting – part of the original space was planned for the Town Clerk/Tax Collector’s Office when it was purposed. Second, I think that the building that we currently occupy has been neglected on purpose so people would see its rundown character rather than its historical value. Yes, it does need some TLC and money will have to be spent to catch up on what has been neglected for so long. Third, moving our office into the old Police Department falls far short of the 20-year growth projections that the Town used in developing the new municipal building. I have outgrown the old police building before even moving into it, never mind looking 20 years down the road. The old Police Department will allow space only for our desks alone – no filing cabinets, no mini-fridge, and no coffeemaker, not to mention room for a vault. It is a very small space. The Board made the decisions to move the Town Clerk/Tax Collector’s Office into the old Police Department and have been spending money on renovations to the building for what they deem appropriate including the construction of a wooden storage unit which is only about a 10x10. The current concrete vault that our office uses is a 23x15. The following services are already existing and working in the current town office: phones, phone numbers, fax machine, fax numbers, mailing address (if you have to move, new address will cost a huge amount to reprint envelopes, business cards, etc). In addition, people already know where we are. There is adequate parking including handicap access, a working security system, computer system, public restrooms, and a customer area large enough for 3 people. Importantly, the State DMV system would not require upgrades and if we move, the Town will have to purchase 3 new computers in order to move. Last but most important, the current office has an adequate and secure concrete vault that will accommodate future growth. Tonight you will have to make tough decisions to spend money in one place or another. Unfortunately, because the current Board of Selectmen made decisions in a vacuum without conferring with Town voters, this comes after you have just built a new \$1.5 million dollar municipal building. I turn to you, my residents, my voters, my peers, my friends, my family, and my neighbors to make these tough decisions. I know that I work for you and, at the end of the day, I want to be able to continue to say that my voters and residents were served in the most cost-effective and efficient manner possible, and that I was

able to deliver the high-quality customer service that I have delivered for the past 13 years to the deserving people of Campton. In closing, I want to say how sorry I am to all the voters that their vote was changed last year. That is not how it should be. No matter which way you voted last year, your vote was changed, your popular will was dismissed, and your democratic consensus was ignored. I leave you with this: In the end, no matter what explanations or excuses that are given to you tonight, no one can ever deny the fact that the voter's intention was not followed last year in the Town of Campton by the Board of Selectmen. If you choose and vote to allow the Town Clerk/Tax Collector's Office to stay in its current location, it will be a choice that represents our town's residents and voters, not the Board of Selectmen."

Karen Rienzo made a motion from the floor to have Articles 30, 24, 25, 29, 27 and 28 to be moved forward and be taken up before Article 2 and in the order listed above. Seconded. Motion passed in the affirmative to move these articles.

Article 30: To see if the Town will vote to require the Campton Board of Selectmen to follow the original intent of Article 3 which was voted on at the March 14, 2012 Annual Town Meeting by the voters of Campton. The original intention voted on at the annual meeting was for a building specifically designed for the Selectmen's Office, Town Clerk/Tax Collector's Office, and a shared Meeting Room space to be used for voting. (By Petition) Selectmen do not recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Karen Rienzo asked the Board of Selectmen to explain how it was legal to steal our vote and arbitrarily make a decision like that and on top of that when the petition was forwarded to the Board to compel them to have a meeting, it was ignored. Moderator Giehl asked the voters if they were in favor of allowing non-residents to speak. (Resounding no). The voters voted that they were not in favor of having non-residents speak. Moderator Giehl explained to the voters that the Police Chief, Christopher Warn is not a resident and neither is Town Administrator, Ann Marie Foote so they need permission to speak, but stated that it was up to the voters. Jane Kellogg asked if it could be dealt with on an individual basis. Moderator Giehl stated no. Jim Aguiar stated that he does not think there was a definitive decision and asked that a recount be done by a show of cards. Paul Blondin stated Point of Order. Mr. Blondin stated that he wanted to know if NH state law requires the Moderator to ask the question that way. Lisa Vincent asked the Moderator if he had a copy of warrant Article 3 from last year (2012). Ms. Vincent read the article from last year. Karen Rienzo stated that anybody that was here last year listening to the 20 minute presentation that was given and saw what was going in that building, would know that the voter intent was what they presented to be in that building, that is the issue. Peter Laufenburg asked if we could go back and vote on the non-residents to speak. The Moderator asked if everyone was in favor of allowing town employees that are non-residents to step to microphone and speak. Voted in the affirmative by a show of cards to allow non-resident employees to speak. Moderator Giehl asked if the voters were in favor of allowing the Town Attorney to speak. Voted in the affirmative by a show of cards to allow the Town Attorney to speak. Town Attorney Walter Mitchell

stated that we got to this point by the questions stated by the lady a few moments ago and stated that he declines to answer directly to the question because it was phrased in an inflammatory way. Town Attorney Mitchell stated that the bottom line question that you are interested in, and stated that this body would like to hear, is an explanation as to why these changes were made. Town Attorney Mitchell stated that he was not the one to speak to those questions. Town Attorney Mitchell stated that considering the wording of the article that was passed last year, could that change legally be made, that was the question that came to his office. Town Attorney Mitchell stated that at that time the answer was yes. Town Attorney Mitchell stated that they wanted to be extra careful so they consulted with the bond counsel who had reviewed this matter with the Town to make sure that he didn't have a different opinion. Town Attorney Mitchell stated the question was asked to his office and they gave that answer to the Board of Selectmen. George Short stated that he appreciated what the attorney just told us, but his concern was that the Selectmen were faced with a vote and faced with the results of a vote and asked why they then felt it necessary to go to a lawyer to find out how to circumvent that vote. Selectmen Charles Cheney stated that the reason they went to the lawyers was because there was a request from the Police Department for extra space, if there was any, in the new Town Office building for a room to be used for interviewing juveniles. Selectmen Cheney stated that by law they have to have a separate room from other adults and activities that are going on. Selectmen Cheney stated that after the question was presented to the Board, someone came up with the idea that maybe the Police Department should move as a whole into the new Town Office building and the reason being was because in a few years the Selectmen would have presented the town with another warrant article for \$1 million dollars to build a new Police Department. Selectmen Cheney stated that the Board has been struggling with the Police Department, as far as their needs, for some years now. Selectmen Cheney stated that there are 7 people that work there and numerous reasons that the building didn't fit the Police Department anymore. Selectmen Cheney stated that they looked at the Town Clerk/Tax Collector's Office needed space, weighed it against the Police Department, and it all fit. Selectmen Cheney stated that as far as a fireproof vault, to the best of what the Board has found out, the Town Clerk/Tax Collector is not required to have a secured concrete vault, it just has to be secured and they have been told that a small fireproof filing cabinet is sufficient. Selectmen Cheney stated that they weighed all those things and the cost that may come down the road and the Board thought they would do that move. Selectmen Cheney stated that they had a public hearing which anyone could have come to, and he understood there was a petition and decided not to ignore it, but stated that the Board didn't have to respond to it. Selectmen Cheney stated that if there was a problem then people could have come and spoke with the Selectmen, so that is why they took the route they did. George Short stated that based on the response right now, he asked why the Board didn't plan for all of this before building the building. Mr. Short further stated that there is a way to go about the planning process to find out what we really need and what our future needs are. Mr. Short stated that if the Police knew what their needs were and the Board also knew what the Town Clerk/Tax Collector needs were, he asked why all of that information wasn't taken in to account and a comprehensive plan presented last year so that we would know the totality of our needs. Mr. Short

stated that all we are doing now is making a Band-Aid decision based on lack of planning. Mr. Short stated that perhaps before we make any decision here, maybe do a little more planning, and decide if we have to expand the new building to meet the needs. Mr. Short also stated that if you are going to have an archive, you do need a vault and asked that we get all the information and stated that maybe we should not do ready, fire, aim and do ready, aim, fire. Diana Fannion thanked Selectmen Charles Wheeler for the tour she received last night of the new municipal building and thanked him for listening to the unhappiness as to the way things have progressed in the new building. Mrs. Fannion stated that she is sad to see the non-communication between the Board and the Town Clerk/Tax Collector. Mrs. Fannion stated that the Town Clerk/Tax Collector stood up and stated that she needed a vault and the Board just stood there and said she didn't. Mrs. Fannion stated that we should be working as one collective group for the good of the Town. Mrs. Fannion stated that it was also sad that nobody, from what she understands from last night, that the Selectboard didn't even ask for her input for the change. Mrs. Fannion stated that if it is a generic town building as previously stated then leave the Tax Collector's Office where they are right now as it is not important to move it then. Selectmen Charles Cheney stated that he disagrees with the size of the vault that is needed. Selectmen Cheney stated that as far as a fire proof structure, the one that was built onto the old Police Department is secure as far as what the Board was told, and as far as a fire rating, they agreed to add that on. Selectmen Cheney stated that some of the other things in the vault don't need to be in a secure place, it just needs to be stored and they will have storage. Jim Aguiar asked for clarification from the Town Attorney on Article 30 and asked if it is legal to compel the Selectmen to do this. Mr. Aguiar stated that his understanding is that our Selectmen are elected to make these decisions and we do not have the legal authority to make them. Town Attorney Walter Mitchell stated that this article, as worded, is not binding because by statute the Board of Selectmen are given the authority to manage and control town property. Lisa Vincent asked Chief Christopher Warn when he was in the small Police Station, could he house anybody he arrested in that Police Station. Chief Warn stated that they could not house everyone in the former Police Station. Lisa Vincent asked Chief Warn when he found about having a separate room for underage people. Chief Warn stated that the law regarding sight and sound separation between juveniles and adults has been around a long time. Chief Warn stated that prior to 1992 they were in the former Grange Hall on 175, and back then when they were questioning juveniles or victims of crime they typically would move to Plymouth PD which was little quieter then or they would go into where we used to have town meeting in the main room of that building. Chief Warn stated that paperwork was done at home. Chief Warn stated that after 1992, when the existing building was built, there were four rooms built into that structure. Chief Warn stated that there was a booking room off the back door with a bench bolted to floor. Chief Warn stated that as far as compliance, they have had to find ways to be compliant as that is the law. Chief Warn stated that with interviews, it has meant many trips to whoever has allowed them to use their space. Lisa Vincent asked if the Town Clerk/Tax Collector went over any of the renovations with anybody that are already happening at the old Police Station. Hannah Joyce asked if Ms. Vincent meant if anyone asked for instance if the new counter was the proper height and items such as

that. Ms. Vincent stated yes, did anyone ask what was needed in the building. Hannah Joyce stated that she did meet with Selectmen Wheeler and Selectmen Keeney and had also brought a contractor friend down, but they had already started renovating. Lisa Vincent asked if Kelly Bolger was in the audience. Moderator Giehl told Ms. Vincent that she can't address individuals and she needed to address questions to the Moderator. Lisa Vincent asked if she was involved in any of the conversations. Kelly Bolger stated that on several occasions he and Selectmen Marsh Morgan made several attempts to meet with the Tax Collector. Kelly Bolger stated that when she met with Selectmen Charles Wheeler and Selectmen Craig Keeney the only thing that had been done to that building was demolition. Kelly Bolger stated that the only things that were out there were the exterior walls. Lisa Vincent asked who requested the addition that is there now. Kelly Bolger stated that the Selectmen requested it based on their meeting from that day and stated that it is roughly a 10x11 and there is double sheetrock which is fireproof and it has a security system in the entire building, including the vault, which will pick up motion. Kelly stated that there is a heat detector, smoke detector, and other areas have motion detectors. Lisa Vincent asked the Board why they required this addition. Selectmen Cheney stated the Town Clerk/Tax Collector requested a secure area to store records. Lisa Vincent asked if it would house the vital records. Hannah Joyce stated no. Hannah Joyce stated that when she originally went down with the contractor, she had asked for the full length of the building, for it to be concrete, for it to be fireproof, and be a suitable place to house documents. Hannah stated that it would be nice to know if there is something in between the walls to make it fireproof. Hannah Joyce stated that it is important because even if you double up 5/8" sheetrock on the 2x4's and insulate, there should be something in between the walls that would make it fireproof as required by statute. Hannah stated that originally there was discussion of going the full length of the building, the 25', bumping it out 11' to the tar, and doing a proper concrete vault so we wouldn't have to go outside, down through the bulkhead, to use the basement to store vital records. Hannah stated that the Board had asked for quotes from the contractor for a wood structure versus ICF blocks and the contractor was given 2 weeks to get those quotes in to the Board, by the time the quote was submitted, they had already started and the wood structure was up. Hannah stated that she would like to know what the walls are filled with. Kelly Bolger stated that when Rick Stachecki meet with him at a Selectmen's meeting, Kelly stated that Rick agreed with him that it could be accomplished by doubling the 5/8" sheetrock with tape joints in-between. Kelly Bolger also stated that it was much more economical and he also stated that when they were trying to find out the needs, there were boxes for the Fire Department in the vault, and they were removed so the needed space decreased. Hannah Joyce stated that she would like to bring the conversation back to the issues at hand, and stated that the issue at hand is that the old Police Department is not adequate in size for work area space for what the department requires, desks alone will only fit and stated that no one even bothered to measure the current workstations to make sure they could fit. Hannah stated that she still had not heard the answer about what the walls were filled with. Selectmen Charles Cheney stated that he did not know what it would cost to renovate the current Town Office building. Selectmen Cheney stated that they had 2 public meetings about the changes to the buildings. Selectmen

Cheney stated that the Town Attorney said they had the authority to do that. Jane Kellogg stated that on page 25 from the town report last year the Selectmen talked about some of these issues like welfare laws, health issues, centralized location for all offices, and to create a complex for all functions to share infrastructures such as a well, storage system, community room, etc. Jane stated that in terms of fireproof, she think that the vault over in the Selectmen's Office is proper and thinks it is ok for our town records. Jane stated that common sense tells us that the Selectmen, she believes, were in their legal right to do what they did. Jane stated that maybe they should have come back the voters for a vote, possibly, politically it may have been the right thing to do in hindsight, but here we are. Jane stated that our new office building for everybody is healthier. Jane asked why we are asking to keep an old building that last year we were saying was not healthy and not suitable. Jane stated that it would take more than the \$40,000 to upgrade it when we have a suitable space for everyone to move into. Ray Mayes stated that what the Selectmen did was illegal and immoral. Mr. Mayes stated that the people of this town voted to have this done, spent our money, and they are going to turn around, take our funds, and play with it. Mr. Mayes stated that it is the same thing as taking it and sending them off to Las Vegas with our hard earned dollars. Mr. Mayes stated that he thinks it is wrong and if you don't do something legally about it they are going to continue to bend you over the barrel. Mr. Mayes stated that the Selectmen know what they have done. Mr. Mayes stated that there is no reason that we all can't all get along and do this together and he knows Hannah for a decent person and stated that she does not lie and if she says she needs a vault to store records in, then that building needs to be updated because they did not take care of it. Mr. Mayes stated that if they don't then they are wrong. Chuck Grand asked to move the question. Seconded. Terri Qualters was in line waiting to ask a question before the motion and asked to be heard first. Moderator Giehl allowed her to speak. Terri Qualters stated that she was one of the original people on the building committee and stated that it was wonderful to see how many people are here this year, but felt sad that it took this for that to happen. Terri stated that over her 6 years on the building committee they checked into a lot of things, looked at everything, and one of things was if they could do the whole complex at once. Terri stated that they decided at that time to separate it and it was decided to do that based on the dire needs of the town office building. Terri stated that she understands that things change, but has a hard time with the way it was done. Terri stated that she has spoken to a few of the Selectmen and told them how she feels. Terri stated that at this point we can't undo what they did, but we have to come to some kind of conclusion. Terri stated that she feels somewhat disgusted, but without letting that get in the way, Terri stated that for the greater good of Town, it should be everybody's decision and would like to see things get wrapped up and come to some sort of an agreement. Terri stated that we will be a lot better off than we are now. Aimee Moller stated that the Police Department absolutely needs the space that they are in right now. Aimee stated that it would be a shame to ask them to move out now. Aimee stated that it is a much safer building then the one they were in before, and it's not just about talking to juveniles in a separate space, they need to be able to put them somewhere if someone is trying to hurt them, and put them there quickly. Aimee stated that they also needed a place to sit down and process people in a non-threatening way and talk to someone, which

they have now. Aimee stated we heard from Board of Selectmen that this is not a binding vote, so even if we vote them out, the Board has the authority to do what they will with that building. John Whitney stated that he was one of the original signatures to the petition to have the special town meeting and stated that the Town Attorney slipped that part of the question because he was offended the way it was presented. Mr. Whitney stated that the fact of the way RSA 39:3 states, you needed 50 signatures, and in a couple days they had over 70. Mr. Whitney stated that there was supposed to be a meeting and they knew that it was advisory, but the Board missed the point, a lot of this hot air could have been let out 10 months ago. Mr. Whitney stated that there has been a corrosive attitude and atmosphere in town government since then. Mr. Whitney stated that it threatens the Board's ability to govern and manage this Town. Mr. Whitney further stated that under RSA 39:3, with 50 signatures there will be a meeting; one could assume that there is no criminal penalty involved, so to make the Board do it, we would have to sue the town and file an injunction. Mr. Whitney stated that he felt that the signatories of the petition felt that they didn't want to draw attention to the Town in that very unglamorous manner. Mr. Whitney stated that he thinks the Selectmen missed an opportunity to allow some of these emotions to dissipate. Mr. Whitney stated that he had a chance to read the ADA laws of 2010 and it says that any building started after March 31, 2012 would have to adhere to ADA regulations of 2010 and not the 1992 regulations. Mr. Whitney assumes the new town building was built with the 2010 regulations and it probably passes, but he has serious questions about the present Police Station. Mr. Whitney stated that the ADA law clearly states that any building that is renovated must have a clear path of travel and doesn't think the 30" ramp with a right angle turn at the top would qualify as a clear path of travel. Mr. Whitney asked if the Selectmen have had an architect come in and asked the Selectmen if the old Police Station is in compliance with the ADA laws of 2010. Kelly Bolger stated that when the renovations first started, the plumber on staff and the electrician on staff invited the State Plumbing Inspector and the State Electrical Inspector to come. Kelly Bolger stated that even though it was not required at that point, because it was a non-public restroom, they went ahead and made a fully handicap accessible bathroom. Kelly stated that as far as the ramp, it maintains a 30" width; the level of decline meets the ADA specs and is actually better than what is required. Kelly also stated that he was on the building committee when it was decided to do the town office first and then the police and fire next. Kelly stated that the original plan was to build a building in 2008 and by the time they got a full set of construction drawings together the price was about \$2.1 million and the Selectmen said the time was not right and the economy was down. Kelly stated that the key was not turned in that building until 2013. Kelly stated that Terri was there when the building committee did that long term plan and the Town originally was supposed to turn the key in 2008 and it didn't happen until 2013. Kelly further stated that is why we are behind times and they made the move because it is his understanding that the person that takes care of the buildings for the school, shook his head and walked away. Motion to move question. Seconded. Voted in the affirmative to stop discussion. **This article did not pass by a show of cards.**

Article 24: To see if the Town will vote to raise and appropriate the sum of **\$20,000.00** to be used for renovating and upgrading the current Town Office building located at 1307 NH Rt 175. This said sum shall be used for the initial renovations of the building located at 1307 NH Rt 175 so the Town Clerk/Tax Collector's Office can continue to occupy and use the entire building. (By Petition) Selectmen do not recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Tom Mullen stated that he is very saddened to see the current state of affairs going on between the people that we trust to run our town. Mr. Mullen stated that he would like to see this end as quickly as possible. Mr. Mullen stated that he has spent a far amount of time in this building and stated that \$20,000.00 wouldn't take care of a paint job on this building, asbestos in the building, mold, and there is water in lower level and stated that it is not a good place for anybody, especially Hannah and her staff. Mr. Mullen stated that for the Town to properly renovate the building, it could take in excess of \$100,000.00. Mr. Mullen also stated that the building belongs to the school and believes the school already voted to sell it off. Mr. Mullen stated that he wants to see Hannah and her staff happy but doesn't want to see them in that building one day longer than they have to. Mr. Mullen stated that he is not in favor of 24 or 25 and encouraged the citizens to not support it unless they are prepared to modify the article and bring it up to \$150,000.00. Paula Kelly asked Hannah if she was refusing to move in to the new building. Hannah Joyce stated absolutely not and thanked Paula for the question. Hannah stated that she would go in a heartbeat, but stated that a proper addition would have to be done, blow out the other wall to give proper work area space, and also an addition for a proper vault so we don't have to go outside and down through the bulkhead to get in the basement. Hannah stated that she is not refusing, but it has to be done properly and that is what she meant in her previous statement about having to make tough decisions tonight. Hannah thanked the concerned citizens who brought Articles 24 and 25 forward, because they are correct, what do we do now? Hannah stated that all of a sudden we now have to decide if the Town Clerk/Tax Collector's Office stays where it is and do upgrades here and there, or what. Paula Kelly stated that the new building certainly is sufficient for now and stated that a beautiful job has been done and maybe in 5 years we will need a 25' addition on the side of it, but stated that we can't stay in the Town Office because someone will get sick. Hannah stated that in terms of storage in the new building, she will have to pick and choose what of the Town's records goes in the basement. Hannah stated that even though there are records that are not accessed on a daily basis, a lot of those records have to be kept and preserved forever. Paula stated that they are records that you wouldn't have to get into all the time. Hannah stated, yes, but they are records that you could never ever replace if something happened to them and stated that they use them and they have to be easily accessible. Hannah stated that she would like everyone to know that their historical documents and vital records will be stored in that basement sitting on wooden shelves, which the acidity in that wood can eat away at the records. Hannah further stated that if mold attaches to the papers, it will eat the paper. Hannah stated that if the furnace breaks, or we have a leaky pipe and it floods the basement you can't get the records back. Lisa Vincent stated that she was not here to

attack anybody; she is here to get the information and understand the information. Lisa stated that she understands the records part that Hannah is talking about, but stated that there has to be some other way to renovate that building to make it work. Lisa asked the Board if we own the building Hannah is in now. Lisa asked why we would put money into a building that we don't own rather than fixing the one that does belong to the Town. Selectmen Marsh Morgan stated that the school owns the building and have been told and they did take a vote at their meeting, by about 20 people, to sell the building. Selectmen Morgan stated Hannah does not have to store things in the basement and stated that there is a fireproof addition being put on the back of the new building. Selectmen Morgan stated that even if Hannah had to put things in the cellar, the Police have been using that for an area to store weapons and evidence and it is not a contaminated space. Selectmen Morgan stated that if we vote to keep the old Town Office building you lose your connections in terms of internet and computer related services because they are set up to operate at the new town office building and are piped into what will be Hannah's office in the old Police Station, so if you are talking about keeping this old building it is a waste of money. Charles Brosseau stated that these two articles were a waste of time and money and made a motion to move the question. Seconded. Motion carried to move the question to a vote. **This article did not pass by a show of cards.**

Article 25: To see if the Town will vote to raise and appropriate the sum of **\$20,000.00** for renovations for the Town Office Building presently occupied so that the Town Clerk and Tax Collector's office may remain in the entire existing building. (By Petition) Selectmen do not recommend this article 5-0.

Motion made to table Article 25. Seconded. Paul Blondin, point of order, he asked what tabling meant? Town Attorney Walter Mitchell stated that it means that you would pass it over without a vote. Paul Blondin asked why not vote on it. Moderator Giehl stated that you can vote down the motion to table and then you can vote on it. Motion to table Article 25 failed. **This article did not pass by a show of cards.**

Charles Brosseau made a motion to restrict reconsideration on Articles 30, 24, and 25. Seconded. **Voted by a show of cards in the affirmative to restrict reconsideration.**

Article 29: To see if the Town will vote to delegate the Town Clerk/Tax Collector under the authority of RSA 41:11-a to operate, regulate it's use, manage and maintain any said real estate that the Town Clerk/Tax Collector's Office occupies. (By Petition) Selectmen do not recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. George Short stated that the Tax Collector would have to have a budget to do that and asked if we could amend the article to include a budget to be determined for the police station, or are we stuck with the article as written. Town Attorney Walter Mitchell stated that it could be amended, but not amended to raise and appropriate funds because that has

not been warned prior to this meeting. Town Attorney Mitchell further stated that if it were amended to raise and appropriate, when it goes to DRA for review, they will invalidate the article. Chris Kelly asked about the intent of this article and stated that it brings you back to Articles 24 and 25 which is the building Hannah occupies now. Hannah Joyce stated that she believes that this article was submitted and intended to go hand in hand with Article 24 and 25. Hannah stated that given what has transpired, even if the voters choose to leave us where we are now, in order to do so Article 29 had to be delegated to another official, otherwise, the Board could turn around and make us move anyway. Hannah also stated that it would also mean next year's budget would include those items. Town Attorney Walter Mitchell stated that in his opinion the article as written isn't very clear as to what space is being delegated. Town Attorney Mitchell stated that if someone wanted to amend the article to make that clearer, somebody can do that. Town Attorney Mitchell stated that the statute we spoke about earlier generally says it is the Selectmen's authority to manage town property, but does say unless by vote of the town meeting that authority is delegated to another person or body. Town Attorney Mitchell stated that is the intent of this article, which is to take that authority away from Board of Selectmen in his opinion, and what appears to be unclear is the space and to give it to the office of the Town Clerk/Tax Collector. Charles Brosseau stated that he thinks this is another one of those articles that is a waste of time, thanked and congratulated the Board of Selectmen for a great job done over the last 8 months with all the hostility. Charles Brosseau made a motion to move the article. Seconded. Motion to move the question passes. **This article did not pass by a show of cards.**

Charles Brosseau made a motion to restrict reconsideration on Article 29. Seconded. **Voted by a show of cards in the affirmative to restrict reconsideration.**

Article 27: Are you in favor of continuing the combined office of Town Clerk/Tax Collector? If the majority of those voting do not vote in favor of continuing the combined office, at the next annual Town Meeting when the election of the Town Clerk/Tax Collector is to be held (2014), the voters shall choose one individual as Town Clerk and another as Town Tax Collector. (RSA 41:45-a, II) (Ballot vote required). (By Petition) Selectmen do not recommend this article 4-1.

Move. Seconded. Moderator Giehl asked for any discussion. Tom Mullen stated that we are getting a hell of a bargain by having Hannah do both of those positions and is not in favor of seeing those positions get split up. Mr. Mullen stated that he would like to see us answer the first sentence of that question which is if you are in favor of continuing the combined office of the Town Clerk and Tax Collector and would like to see that article approved and keep Hannah in that position and stated that she has done a magnificent job and her staff has also. Karen Rienzo asked about the 4 to 1 vote, was it 4 want it to continue and 1 does not, or is it the reverse and also asked how each Selectmen voted. Selectmen Charles Cheney stated that he voted to have it remain the same mainly because of the convenience for the residents. Selectmen Cheney stated that people are used to going to one office to do business and wanted to see it stay that way. Selectmen Cheney stated that he had some questions that if it gets split up, do we have to provide additional space for another person and

additional equipment and other supplies. Selectmen Craig Keeney stated that he voted against this article which means he wanted the split positions. Selectmen Keeney stated that up until 6 years ago, which was when these positions were combined, that is how it has been all along. Selectmen Keeney stated that it took the Board about a half hour to figure out what this thing says and stated that it is very confusing. Selectmen Keeney stated that he doesn't see it as you have one person being in one position and one person being in the other position. Selectmen Keeney stated that in the past, there was one person who was elected in and the other person was appointed to that position, and stated that it can be the same person, it doesn't have to be two separate people. Selectmen Marsh Morgan voted no on this and agreed that it used to be two separate titles and the Selectmen had the authority to appoint a Tax Collector every year. Selectmen Morgan stated that the Selectmen always nominated the person that was the Town Clerk, but seeing what is happening in some of the surrounding Towns they have done the same thing for various reasons and stated that it makes more sense to do it this way. Selectmen Charles Wheeler stated that he read it differently also and stated that he asked the Town Attorney at Monday night's meeting for clarification. Selectmen Wheeler stated that the Town Attorney said it could be the same person and up until about 5 years ago, it was a split position, so he is looking to go back to the way it was. Selectmen Sharon Davis stated that she voted to split this position mainly because the Selectmen could have more control over the appointed position. Selectmen Davis stated that the Selectmen could have more control over the hours and stated that it would give them more input than what they currently have. Selectmen Davis stated that other towns are tackling this issue and she knows one town that hired a Tax Collector who was not qualified and stated that this way the Selectmen could assure that the person is qualified and give the Selectmen better management ability. Karen Rienzo stated that there is a potential for that to be split and you would have to decide if those two people were two part-timers or full-time people. Karen also stated that they may also have to house them separately and their hours could be diminished and so could their staff. Karen Rienzo stated that for example, Hannah could get elected Town Clerk, and someone else gets elected Tax Collector, Hannah can appoint her own Deputy and the Tax Collector could have her own Deputy as the elected Tax Collector. Karen stated that she doesn't know how you could vote on this without even having a plan in effect to meet these possible scenarios. Selectmen Marsh Morgan stated that the plan goes into the next article which says the Tax Collector would be appointed not elected, which the Board recommends. Karen stated that regardless of who gets elected as Town Clerk, would the Selectmen tell them they are the tax collector? Selectmen Morgan stated not necessarily. Karen stated exactly, that is her point. Selectmen Morgan stated that it is not a popularity contest. Karen stated exactly, that was her point, she stated that the potential is greater to not have it the same which would split everything, which you would then have to decide if they would be part-time or full-time and what their hours are. Selectmen Craig Keeney stated that for 30 years those 2 positions have been held by 1 person. Selectmen Keeney stated that Karen was correct, the potential for 2 different people is there and can happen, but stated that if it does happen, it is happening for a reason and you have to have a qualified person. Selectmen Keeney stated that more and more qualifications are needed. Jim Aguiar stated that this article is poorly written and

asked how it can contain two different elements. Gregory Jencks asked how much the Town has spent on legal fees this year. Selectmen Charles Cheney stated almost \$33,000.00. Gregory Jencks asked if the Board would give a breakdown on this. Ann Marie Foote, Town Administrator stated that we had \$11,000.00 spent on Beebe River issues, almost \$11,000.00 on personnel issues, and any other would have been on general legal issues. Gregory Jencks asked how much again was spent on personnel. Ann Marie Foote stated almost \$11,000.00. Gregory Jencks asked what department that was for. Ann Marie Foote stated that the Town Attorney is advising that she can't say what department that is. Gregory Jencks asked Ann Marie Foote if the Town Attorney advised her of that. Ann Marie Foote stated yes because personnel issues come under non-public unless the people involved want it to be public than it can't be public. Heidi Johnson commended the Town Clerk/Tax Collector for over 15 years of service and stated that she has done an outstanding job and is proud to elect them as a combined position. Heidi further thanked Selectmen Cheney for backing this up. Heidi stated that she agreed the warrant article is misleading and it should be 2 separate questions. Heidi stated that as far as qualifications go, our Town Clerk/Tax Collector has every qualification, above and beyond. Heidi stated that she was proud to have the Town Clerk/Tax Collector that we have now and stated that she has her vote. Holly Burbank stated that she is not in support of this article and also stated that she also is a Town Clerk/Tax Collector in the State of NH and knows what Hannah does on a day to day basis and the hundreds of hours of training that go into what she does is unbelievable. Holly further stated that if someone else was in the position it would cost the town more money. Holly stated that the article is written poorly and stated that she hopes people would consider keeping the positions as they are and maybe down the road do another article. Town Attorney Walter Mitchell offered an explanation. Town Attorney Mitchell agreed the way the first sentence is put is a little confusing at first and seems backwards to the way you would normally phrase an article, but stated whoever put this article together copied it almost word for word from the statute and stated that it was the legislative language and the second part is not a second question it is just saying what the statute says will be the result if you voted to split the positions. May Brosseau stated other municipalities have taken actions to separate these positions and there are 8 towns currently that have 2 separate positions. May stated that last year, the Town of Thornton voted to appoint a Tax Collector, which takes effect this year and stated that she thinks it needs to be split. Heidi Johnson stated that other towns are separating out their police departments too and stated that she would like to see a yes vote to article 27 which will leave the position the way it is now. Jane Kellogg stated that she agrees that the article sounds like one question. Jane stated that it sounds like it is 2 different jobs and a lot of training goes behind it, with lots to be aware of and RSAs to know. Jane stated that she has the list that was provided when they came in but it didn't say which job did what and what duties go with what job. Jane stated that she understands that the Tax Collector part is complicated and Jane stated that she knows the Selectmen feel that the Tax Collector part has no oversight and they need to have a good working relationship with that part of the job and understands that has not been happening. Jane also stated that she would like to support the Selectmen on this because we give the Tax Collector thousands of dollars a year and we need to trust that person and

the Selectmen need to trust that person and asked if perhaps on a day to day basis maybe someone, like Ann Marie Foote, could describe for us how critical it is for the Tax Collector to work with her, the Town Treasurer, and how critical it is to have a good working relationship and to get along with that person. Town Administrator, Ann Marie Foote stated that it was going to be a difficult question to answer because she and Hannah did always have a good relationship but stated that unfortunately the relationship has deteriorated over the past year. Tom Mullen stated Point of Order. Tom Mullen stated that this conversation was irrelevant and the discussion is out of order and made a motion to move the article. Seconded. Motion to move the question passes. The Moderator instructed the voters to use ballot #1 when voting. The Moderator decided to go onto Article 2 while the ballots were being counted by the Supervisors of the Checklist as Article 28 could not be taken up until we knew the results of this article. Move. Seconded. Voted in the affirmative to move onto Article 2.

Article 28: If a majority do not vote in favor of continuing the combined office of Town Clerk/Tax Collector, are you in favor of changing the term of Town Tax Collector from three years to one year, beginning at the end of the current three year term of the Town Clerk/Tax Collector (2014) and further to discontinue the election of the Town Tax Collector and instead allow the Selectmen to appoint the Tax Collector for a one year term? (Ballot vote required) (By Petition). Selectmen do recommend this article 5-0.

Article 2: To see if the Town will vote to raise and appropriate the sum of **\$1,376,094.00** for general municipal operations during the ensuing year. This sum does not include amounts set forth in individual or special articles contained in the warrant. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Selectmen Craig Keeney stated he had the breakdown for the article. Paul Blondin stated Point of Order and made a motion that we suspend the reading of the breakdown. Seconded. Voted in favor of suspending the reading of the breakdown. Motion passed to not read the breakdown. **This article passed by a show of cards.**

Article 3: To see if the Town will vote to raise and appropriate the sum of **\$461,355.00** for the operating budget of the Police Department. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Paul Blondin asked what last year's Police budget was. Town Administrator, Ann Marie Foote stated that it was \$463,196.85. There was no more discussion. **This article passed by a show of cards.**

Article 4: To see if the Town will vote to raise and appropriate the sum of **\$15,000.00** for the purpose of funding Police Details. This amount will be offset by revenues received for these services. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 5: To see if the Town will vote to raise and appropriate the sum of **\$30,692.00** for the purpose of purchasing a new police cruiser. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Diana Fannion asked why we didn't put the cruiser money in a capital reserve fund like the Fire trucks. Town Administrator, Ann Marie Foote stated because police cruisers are not as expensive as Fire trucks and the Town of Thornton has CIP program so we have to put the fire trucks in a capital reserve account. Jane Kellogg asked if we were buying a new one and asked if we were selling one and asked how many we have. Chief Warn stated that we have 4 cruisers, 1 SUV and 3 sedans. Chief Warn stated that we do get rid of oldest one, typically through the state auction so some money goes back into the general fund. **This article passed by a show of cards.**

Article 6: To see if the Town will vote to raise and appropriate **\$674,877.00** for the maintenance of highways and bridges, said sum to be offset by approximately **\$112,765.00** from Highway Block Grants and the remainder to come from general taxation. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Selectmen Charles Wheeler stated that he had an amendment to the article.

The amendment read, "To see if the Town will vote to raise and appropriate **\$674,877.00** for the maintenance of highways and bridges, said sum to be offset by **\$112,067.85** from Highway Block Grants and the remainder to come from general taxation. Selectmen recommend this article 5-0." Selectmen Wheeler stated that the reason for this amendment is that we just received the official amount of Highway Block Grant money we will receive for 2013 in a letter from DOT dated March 1, and received in our office on March 5th. Selectmen Wheeler stated that this is a decrease of \$697.15.

Moved. Seconded. Voting on the amendment. Motion passes to accept the amendment for Article 6. **This article passed as amended by a show of cards.**

Article 7: To see if the Town will vote to raise and appropriate the sum of **\$10,000.00** to be placed in the Capital Reserve Fund established for the purchase of heavy highway equipment. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 8: To see if the Town will vote to raise and appropriate the sum of **\$2,000.00** to be placed in the Capital Reserve Fund established for Bridge Construction and/or Reconstruction. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Jim Aguiar asked how much bridge repair \$2,000.00 will get us and stated that it seems like a small amount of money. Selectmen Charles Cheney stated that it goes into a fund and is combined with other monies. **This article passed by a show of cards.**

Article 9: To see if the Town will vote to raise and appropriate the sum of **\$10,000.00** to be placed in the Capital Reserve Fund established for the purpose of future Road Construction or Reconstruction. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Lloyd Willey asked how much is in the capital reserve account. Town Administrator, Ann Marie Foote stated that on page 47 of the town report it tells you. Ann Marie stated that it has \$38,253.37. **This article passed by a show of cards.**

Article 10: To see if the Town will vote to raise and appropriate the sum of **\$53,500.00** for the maintenance of Blair and other cemeteries in Town and to fund this appropriation by authorizing the withdrawal of **\$760.00** from the Cemetery Trust Funds for Perpetual Care with **\$52,740.00** to be raised by taxes. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 11: To see if the Town will vote to raise and appropriate the sum of **\$404,845.00** for the support and maintenance of the Fire, Rescue and Ambulance Departments. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 12: To see if the Town will vote to raise and appropriate the sum of **\$28,418.00** for fire dispatch services and dues provided by the Lakes Region Mutual Fire Aid Association. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 13: To see if the Town will vote to raise and appropriate the sum of **\$500.00** for fighting forest fires. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Paul Blondin asked what \$500.00 will get you. Chief Tobine stated that if there was a forest fire, the total cost of that fire is split 50/50 with the state, so the Selectmen would be authorized to spend it. Chief Tobine stated that it is really spent on training for the wardens and deputies and stated that they are paid .50 per permit throughout the year. Chief Tobine stated that he issues about 700 permits a year. Chief Tobine stated that we used to put \$1500.00 in but knocked it down to \$500.00. **This article passed by a show of cards.**

Article 14: To see if the Town will vote to raise and appropriate the sum of **\$18,000.00** for the purchase of a utility truck for the Fire Department. This represents Campton's share (60%) of the purchase and the Town of Thornton paying their share (40%). Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 15: To see if the Town will vote to raise and appropriate the sum of **\$15,192.00** for the Town's share of services provided by Pemi-Baker Community Health, formerly known as Pemi-Baker Home Health Agency. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 16: To see if the Town will vote to raise and appropriate the sum of **\$13,995.00** for Advertising and Regional Expenses. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Selectmen Charles Wheeler read the breakdown for this article. No discussion. **This article passed by a show of cards**

Article 17: To see if the Town will vote to raise and appropriate the sum of **\$5,000.00** to be placed in the Capital Reserve Fund for the purpose of the upkeep and maintenance of the Campton Historical Building. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 18: To see if the Town will vote to raise and appropriate the sum of **\$2,500.00** to be placed in the Capital Reserve Fund for Office Technology including computers, printers, software, copy machines, scanners or servers. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 19: To see if the Town will vote to raise and appropriate the sum of **\$30,000.00** to be placed in the Capital Reserve Fund for the purchase of a fire truck/rescue truck, ambulance or a command vehicle. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 20: To see if the Town will vote to raise and appropriate the sum of **\$15,000.00** to be placed in the Capital Reserve Fund for Fire Equipment Capital Equipment such as self-contained breathing apparatus or defibrillator. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 21: To see if the Town will vote to raise and appropriate the sum of **\$5,000.00** to be placed in the Capital Reserve Fund for restoration and proper storage of vital Town Records. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 22: To see if the Town will vote to raise and appropriate the sum of **\$5,500.00** to purchase two computers to replace 2004 models from the Selectmen's Office and the Town Clerk/Tax Collector's office, an additional laptop for the Supervisors of the Checklist, a new version of QuickBooks for the Town Administrator. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. Diana Fannion asked

with the way things are progressing for the tax collector's office being in one building and the selectmen's office in another building, does this figure include the cost for 2 separate entities and wiring. Selectmen Charles Wheeler stated yes, that is all covered in this article. **This article passed by a show of cards.**

Article 23: To see if the Town will vote to raise and appropriate the sum of **\$2,300.00** for the purchase of a photocopy machine for the Town Clerk/Tax Collector's new office. Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Article 26: To see if the Town will vote to raise and appropriate an additional sum of **\$1,000.00** for shelter, support and services for formerly homeless veterans living at The Bridge House. The Bridge House has a unique commitment to veterans and never turns a vet away no matter how full. It is also the only shelter that will accept a vet with a dog. Nineteen veterans were served this past year. Seven currently live at the shelter. Three have dogs. All are from New Hampshire. The Bridge House is located in Plymouth and offers shelter, food and critical programs to veterans, families and individuals to help them move from homelessness to independent housing. 30% of funding is from state and federal agencies; private grants, individual donations, multiple annual fundraisers and appropriations from Grafton County Municipalities help to keep our doors open. During the past year, June 30, 2011-July 1, 2012, the Bridge House provided shelter and essential services to Campton residents for a total of 343 days. The Bridge House invoices Towns at \$15.00 a day per bed night. The cost to the Bridge House of delivering these services to Campton residents was \$5,145.00. (By Petition) Selectmen recommend this article 5-0.

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This article passed by a show of cards.**

Moderator Giehl stated that he had the results from the vote on Article 27. **The final vote for Article 27 was 145-YES and 92-NO. This article passed to keep the positions of Town Clerk and Tax Collector elected and combined.**

Karen Rienzo made a motion to restrict reconsideration on Article 27. Move. Seconded. **Voted by a show of cards in the affirmative to restrict reconsideration.** Motion from the floor to indefinitely postpone Article 28. Move. Seconded. Moderator Giehl stated that if this passes it can't come before you again. **Voted by a show of cards in the affirmative to indefinitely postpone Article 28.**

Charles Martin made a motion to dispense with the reading of Article 31. Move. Seconded. Motion passed to dispense of the reading of Article 31.

Article 31: To see if the Town will vote to authorize the Board of Selectmen to adopt the following Town Ordinance 13-0001 Relative to Registered Offender Restrictions:

A. Definitions

1. Registered Offender -- This chapter shall apply to offenders who have been convicted of the crime against a person under the age of 18 and as a result, are required to register pursuant to RSA 651-B: 6 I.

2. School/Day Care --Any public or private educational facility that provides services to children in grades K-12 or licensed day care facility that is clearly marked. This shall include all property owned, leased or controlled by the educational or day care facility.

B. Restrictions

1. Any person who is a registered sex offender involving a minor, and is required to register with the State of New Hampshire as defined above is prohibited from entering upon the premises of a school or day care facility unless specifically authorized by the Chief of Police, school administration or day care center administration.

C. Penalties

Any person violating the provisions of this Ordinance shall be subject to a fine not less than \$250.00 and any subsequent violations of this chapter by the same person shall be subject to a fine of not less than \$500.00. The Town may also seek injunctive relief to require compliance with the provisions of this ordinance. The Town shall be entitled to an award of reasonable attorney's fees and costs if it is the prevailing party in any action to enforce this ordinance. Selectmen recommend this article 5-0.

Moderator Giehl asked for any discussion. Kevin Hamilton stated that he is in support of the article as written. Mr. Hamilton stated that he is a member of the Campton School Board and wanted the people to know who supports this. Mr. Hamilton stated that the Campton Board of Selectmen, SAU 48 Office, Mr. Halloran, the Campton School Administrator, the Vice Principal and Principal, the Association of Campton Educators, Campton Safety Committee, PTO, and the A+ Program all support this article. Mr. Hamilton thanked the Campton Police Chief for his forward thinking in writing this article. Mr. Hamilton stated that it gives us a layer of protection for our most precious things in town and keeps a level of control over those that may want to harm them. Priscilla Moody Eastman stated that she runs a daycare in Town and stated that she thinks all daycares support this also. Sheila Plaisted asked how you know who they are if they are outside the building. Mrs. Plaisted asked if there are going to be pictures on the wall. Chief Warn stated

that after the passing of this article, the Police Department will make all 8 individuals in the community known to the affected locations as well as to notify all the locations in town also affected by this. Chief Warn stated that to get an ongoing list, you can go through the Campton Police Department website or the NH State Police website. **This article passed by a show of cards.**

Article 32: To see if the Town will vote to authorize the Board of Selectmen to adopt the following Ordinance No. 13-0002 Ordinance Restricting Certain Activities:

FINDINGS:

The Town of Campton recognizes that a diverse population that coexists in the town has a variety of work hours, as well as leisure time. The making, creation, maintenance or continuation of such loud, unnecessary, or unreasonable noises which are prolonged, unusual, unreasonable or unnecessary in their time, place, use and effect are a detriment to the public comfort, repose, health, peace, safety, convenience, welfare, and prosperity of the residents of the Town of Campton. Therefore, it is the intent of the town to respond to these by establishing an ordinance that specifically addresses unreasonable noise, as well as hours that certain noise is unlawful. The town relies upon NH RSA 31:39 to enact the following ordinance:

CERTAIN NOISE RESTRICTED:

It shall be contrary to this ordinance to cause loud or unreasonable noise within the town between the hours of 10 p.m. and 6:30 a.m. "Loud or unreasonable noise" shall be defined as those activities that would disturb the sensibilities of a reasonable person, including, but not limited to loud music, logging operations including private wood cutting, heavy trucking, live entertainment, amplified music and various construction activities. It shall also include the operation of a mobile refrigeration unit or other types of compressors between the hours of 10 p.m. and 6:30 a.m. while the vehicle is not in motion, except for emergency use or while actually loading or unloading. These noises include those made in a public place and those made in a private place that disturbs another in a public or private place. The Town relies upon the Police Chief or his/her designee to determine these "loud or unreasonable noises". "Loud or unreasonable noises" shall also include, in addition to above, any noise occasioned by any one (1) or more of the following actions of the operator of a **motor vehicle** operated within the limits of the Town of Campton at any time:

- a. Misuse of power exceeding tire traction limits in acceleration, sometimes known as "peeling out", "laying down rubber" or "burning out";
- b. Misuse of braking power exceeding tire traction limits in deceleration where there is no emergency;
- c. Rapid acceleration by means of quick or rapid upshifting of transmission gears with either a clutch and manual transmission or an automatic transmission;
- d. Racing of engines by manipulation of the accelerator, gas pedal, carburetor or gear selection, whether the vehicle is stationary or not.

"Public place" means any place to which the public or a substantial group has access. The term includes, but is not limited to, public ways, sidewalks, schools, municipal offices or facilities, and the lobbies or hallways of apartment buildings, hotels or motels.

PENALTY:

A violation of this ordinance is punishable by a fine of \$100 for the first offense; \$250 for a subsequent offense within 12 months of the previous event. Selectmen do recommend this article 5-0.

Charles Wayne Martin made a motion to dispense the reading of Article 32. Move. Seconded. Jeff Kidney stated that he thinks this is little much for anyone and stated that if you have a problem with someone, then you should go talk to them and stated that he thinks this is a little over the top. Timothy Francis Scanlon asked if it meant that a person in the logging business can't start their truck or skidder before 6:30am when he has to go to work. Tim stated that if you are having a wedding reception for your daughter, if a police officer goes by, they can shut you down. Tim stated that the operation of refrigerated trucks before 6:30am, does that mean that someone like Cisco or US Foods can't start delivery before 6:30am, because many do. Tim also stated that some often will park in his lot while they are waiting for places to open. Tim stated that to have the Police Chief or his designees determine what is loud is arbitrary and stated that decibel levels need to be defined. Tim stated that all motor vehicle laws on the list are all ready covered by statute. Tim stated that there are already policies and processes within those statutes that allow enforcement. Tim stated that he thinks that this is vague and dare to say unconstitutional and stated that it will only give a reason to stop a vehicle. Tim gave one example of a person out for a ride and their muffler is a little loud, they get pulled over, go through the whole license and registration process, takes up their time, and they get \$100 dollar fine. Bill Dow stated that several people in Town are loggers and have logging trucks. Mr. Dow stated that the way it is written, you basically are not going to be able to use the road. Mr. Dow asked if they were going to get a decibel meter to tell where this line is going to be drawn as it says at the discretion of or will it take only one complaint to stop someone from going to work. Tammy Kidney stated that she lives right next to 175 and stated that the article has some great ideas behind it but finds it difficult because she thinks the Chief will have a hard time fighting it in court because of the ambiguity. Tammy stated that she thinks it needs to be thought through before we vote on this and we know what we are saying. Tammy stated that even though our Police Department works hard to protect us, she stated that this article, as written, leaves a lot open. Diana Fannion stated that we are a tourism area with snowmobilers, logging trucks, restaurants that put on music at night to entertain people, and stated that we have people here tonight that make money from that. Diana stated that if you have a problem; sure call the police department so they can speak to the people in question, but doesn't think at this point that we should hurt ourselves because it could be avoided if we have this stiff penalty out there. Tim Scanlon stated that if someone calls and complains about a truck rolling out early, it does not have to be a complaint, it will be at the sole discretion of the officer on duty, unless the officer chooses to call Chief Warn in the middle of the night and get him

out of bed to come down and listen to the noise, that is why he says it is arbitrary. Karl Kelly stated that he agrees with what people have said and stated that he doesn't think Campton needs one. Karl stated that we have a lot of loggers and construction guys that need to get up early, especially this time of year, and stated that it is very vague regarding the discretion of the police officer, and stated that it didn't say, for instance, if someone was doing damage against Blair Bridge. Kathy Daugherty stated that she has a repair shop and stated that she knows they have to be passed by safety inspections. Kathy asked what they will do during motorcycle week when bikes go through our town. Kathy asked how they would make it fair. Lisa Vincent asked if we have any kind of noise ordinance now. Lisa stated that she thinks this is not the right one, but stated we do need a noise ordinance. Lisa stated that she had a problem with a neighbor through the woods having a concert at 3:00am, called the PD, and they did nothing. Lisa stated that she actually heard the officer through the woods tell the people that someone was complaining and just left. Jim Aguiar stated that he agrees with a lot of things said here tonight, but stated that we could have more faith in our police officers and stated that they have good judgment and stated that it looks like this was copied from someplace else. Jim stated that it appears to have a boiler plate approach to it. Jim stated that he agrees that we do need a noise ordinance, but one that is a little bit more designed for our community because we are a unique community. Chief Warn stated that this came as a result of about roughly 20 years. Chief Warn stated that in conversations with people such as yourself, and a variety of different concerns, especially when people come from a place where the enforcement would be by the Police Department. Chief Warn stated that he has meet with Board on several occasions over the years on this and also spoke with the Town Attorney. Chief Warn stated that he tried to fit it to our needs and what he has seen. Chief Warn stated that the officer's discretion certainly is not punitive and would agree with most comments. Chief Warn stated that it is for our use, so it could be amended, but disagrees with Tim Scanlon and stated that is what court is for. Chief Warn stated that a squeaky fan belt is not peeling out and believes his officers know the difference and a muffler is not included as well. Chief Warn stated that Mr. Kidney's point is well taken and hopes people will talk to their neighbor. Chief Warn stated that the closest thing to it is disorderly conduct, which is an annoyance to most if you have ever had to deal with it. Chief Warn stated that those activities currently can be arrestable offences. Chief Warn stated that the standard first offense fine is \$250. Chief Warn stated that money goes to the state not the Town. Chief Warn stated that we would have more control over the fine and any money collected on any ordinance in town would go back to the community. Jane Kellogg asked if you vote this down, can it come along with some kind of suggestion and sort of committee to come up with something that is acceptable. Charles Brosseau made a motion to table Article 32 until next year. Seconded. **Motion passed in the affirmative by a show of cards to table this article.**

Article 33: To see if the Town will vote to accept the report of agents and officers hereto chosen:

Move. Seconded. Moderator Giehl asked for any discussion. No discussion. **This**

article passed by a show of cards.

Article 34: To transact any other business that may legally come before said meeting.

Move. Seconded. Moderator Giehl asked for any discussion. Tom Mullen stated that there are a fair amount of differences that have come to light between certain members of the town both elected and appointed and wanted to thank all those people, highway department, police department and fire department and anybody else that represents the town. Tom Mullen stated that he would like to make a motion to have the Selectmen appoint a grievance committee of 7 Campton citizens to meet with town employees and/or elected town officials on an as needed basis in an effort to informally mediate grievances when said grievances appear irreconcilable between the parties involved. Tom stated that the grievance committee will issue a confidential report of its findings to all the parties involved within 60 days of the completion of the mediation. The findings of the grievance committee are not binding on any of the parties. Tom stated that he thinks the employees and elected officials need an outlet before it comes to where it is at now. Moderator Giehl asked if everyone was in favor of the motion Tom made. Moderator Giehl read the motion again. Motion passed in the affirmative by show of cards. Moderator Giehl stated that this was not binding.

John Downing stated that he would like to see a larger town report.

Moderator Giehl declared the meeting adjourned at 9:42pm.

Respectfully Submitted,

Hannah B. Joyce
Town Clerk