

EXETER TOWN WARRANT – 2011

To the inhabitants of the Town of Exeter, in the County of Rockingham, in the said State, qualified to vote in Town affairs:

First Session

You are hereby notified that the first session (the Deliberative Session) of the Annual Town Meeting will be held on Saturday, February 5, 2011 beginning at 9:00 a.m. at the Arthur L. Hanson III Center for the Performing Arts at Exeter High School, 1 Blue Hawk Drive. The first session will consist of explanation, discussion and debate of each of the following warrant articles, and will also afford voters who are present the opportunity to propose, debate and adopt amendments to warrant articles, except those articles in which wording is prescribed by state law.

Second Session

The second session of the annual town meeting, to elect town officers by official ballot and to vote on all warrant articles as they may have been amended at the first session, will be held on Tuesday, March 8, 2011 at the Talbot Gymnasium at the Tuck Learning Center, 30 Linden Street. Polls for voting by official ballot will open at 7:00 a.m. and close at 8:00 p.m.

Article 1

To choose the following: 1 Moderator for a 2-year term; 2 Selectmen for a 3-year term; 1 Town Clerk for a 3-year term; 1 Town Treasurer for a 3-year term; 3 Trustees of the Library for a 3-year term; 1 Trustee of Trust Funds for a 3-year term; 1 Trustee of the Robinson Fund for a 7-year term; 1 Trustee of Swasey Parkway for a 3-year term; 1 Supervisor of the Checklist for a 3-year term.

Article 2: Zoning Amendment #1: Are you in favor of the adoption of Amendment #1 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article 3.2 Zoning Map by rezoning Tax Map/Lot # 88-3, #88-4 and # 88-5 from an R-1, Single Family Residential zoning district to an I-Industrial Zoning District.

Article 3: Zoning Amendment #2: Are you in favor of the adoption of Amendment #2 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article 2.2.50 Multi-Use definition by clarifying the existing definition and adding density requirements for same within the C-2 and NP districts.

Article 4: Zoning Amendment #3: Are you in favor of the adoption of Amendment #3 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article 5.3.1. by deleting subsection B. (Lot Merger Clause) in its entirety according to legislation that has recently passed which no longer allows for mandatory merging of non-conforming lots.

Article 5: Zoning Amendment #4: Are you in favor of the adoption of Amendment #4 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article 5.7.7 and 5.7.8 of the Historic District Sign Regulations to further clarify the titles of each section by adding the phrase “Zoning Districts” to the end of each title.

Article 6: Zoning Amendment #5: Are you in favor of the adoption of Amendment #5 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article 6, SUPPLEMENTARY USE REGULATIONS, by adding a new section entitled: “6.18 Cemetery Regulations”, in accordance with state regulations.

Article 7: Zoning Amendment #6: Are you in favor of the adoption of Amendment #6 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article 9.1.5 Permitted Uses, by adding to the list of allowances elevated, uncovered decks (including gazebo or garden-type structures), storage sheds and native non-invasive plantings.

Article 8: Zoning Amendment #7: Are you in favor of the adoption of Amendment #7 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article 9.1. Wetlands Conservation District to make corrections and clarifications within sections 9.1.1.A, 9.1.3.F, 9.1.5.B, 9.1.6.A.3.

Article 9: Zoning Amendment #8: Are you in favor of the adoption of Amendment #8 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 9.3.4 Use Regulations – subsection C. Building Setbacks” to clarify and correct a reference.

Article 10: Zoning Amendment #9: Are you in favor of the adoption of Amendment #9 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Section 9.4 FLOODPLAIN DEVELOPMENT ORDINANCE by deleting the present Floodplain Development Ordinance in its entirety and replace it with a new ordinance tailored to the needs of the Town of Exeter.

Article 11: Zoning Amendment #10: Are you in favor of the adoption of Amendment #10 as proposed by the Planning Board for the Town Zoning Ordinance as follows:

Amend Article 12.4 LIMITS OF APPROVAL by allowing the Zoning Board of Adjustment to grant one-year extensions to previously granted approvals.

Article 12

To see if the Town will vote to raise and appropriate the sum of six-million three-hundred fifty thousand dollars (\$6,350,000) for the design and construction of a new groundwater treatment facility at Gilman Park or on property in the adjacent area to include land around the Lary Lane Well, equipping and upgrading the Lary Lane, Gilman Park, and Stadium Well facilities, together with necessary water main upgrades, and to authorize the issuance of not more than (\$6,350,000) of bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA 33) and to authorize the Board of Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon; furthermore, to authorize the Board of Selectmen to accept any state or federal grants related to the project. Debt service will be paid from the water fund.

(3/5 ballot vote required for approval.)

Recommended by the Board of Selectmen

(NOTE: This project is eligible for 30% forgiveness from the principal and interest on an SRF loan from the New Hampshire DES that may range from 3.0 to 4.4 million dollars.)

Article 13

To see if the Town will vote to raise and appropriate the sum of two million nine hundred thousand dollars (\$2,900,000) for the purpose of making water, sewer, and drainage improvements to the Jady Hill area, including replacement and repair of water and sewer lines to address inflow and infiltration problems to the Town's sewer system, and to authorize the issuance of not more than (\$2,900,000) of bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA 33) and to authorize the Board of Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon; furthermore, to authorize the Board of Selectmen to accept any state or federal grants related to the project. Debt service will be paid \$2,650,000 from the sewer fund, \$250,000 from the general fund.

(3/5 ballot vote required for approval.)

Recommended by the Board of Selectmen

Article 14

To see if the Town will vote to raise and appropriate the sum of (\$750,000) for the purpose of replacing water meters throughout the Town, and to authorize the issuance of not more than seven hundred fifty thousand dollars (\$750,000) of bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA 33) and to authorize the Board of Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon; furthermore, to authorize the Board of Selectmen to accept any state or federal grants related to the project. Debt service will be paid from the water fund.

(3/5 ballot vote required for approval.)

Recommended by the Board of Selectmen

(NOTE: This project is eligible for 30% forgiveness from the principal and interest on an SRF loan from the New Hampshire of \$750,000.)

Article 15

To see if the Town will vote to raise and appropriate the sum of five hundred seventy five thousand dollars (\$575,000) for the purpose of replacing two aged and defective culverts over Norris Brook, and to authorize the issuance of not more than (\$575,000) of bonds or notes in accordance with the provisions of the Municipal Finance Act (RSA 33) and to authorize the Board of Selectmen to issue and negotiate such bonds or notes and to determine the rate of interest thereon; furthermore, to authorize the Board of Selectmen to accept any state or federal grants related to the project.

(3/5 ballot vote required for approval.)

Recommended by the Board of Selectmen

Article 16

To choose all other necessary Town Officers, Auditors or Committees for the ensuing year.

Article 17

On petition of Maureen Barrows and others, Shall the Town of Exeter establish and adopt a Budget Committee consistent with the mandates of RSA 32:14 and RSA 32:15, with the said Committee having twelve (12) at large members who shall be elected initially for a term of one year, as required by RSA 32:15 III. (Majority vote require, by ballot only)

Article 18

On petition of Gerard Hamel and others, Shall the following twelve (12) be nominated to serve on the budget committee and elected immediately upon the passage of Budget Committee? Christopher Moutis, James Knight, Deborah Johnson, Jay Childs, Anne Surman, Renee O'Barton, Frank Ferraro, Gerard "Gerry" Hamel.

Article 19

On petition of Robert Eastman and others "Shall the Town of Exeter establish a Water and Sewer Advisory Committee with nine (9) members to be nominated and elected immediately upon the passage of this article? It shall be the charge of the committee to offer oversight, analysis, input and recommendations to the Selectmen, the Budget Committee and the CIP Committee. The said committee shall review the Jady Hill projects as proposed. The said committee shall also make informed recommendations to the citizens regarding the Town of Exeter establishing an elected Water and Sewer Commission pursuant to RSA 38:18, RSA 149-I:19 and RSA 38-C:1, for the management of these town utilities. The committee's study, analysis and recommendations are to be made by October 30, 2011 for the purpose of action at the next town meeting."

Article 20

On petition of Robert Eastman and others, "Shall the following nine (9) be nominated and elected immediately upon the passage of the Water and Sewer Advisory Committee? Joseph Baillargeon, Donald Brabant, Robert Eastman, Brian Griset, Robert Kelly, Eugene Lambert, Mark Leighton, Corey Stevens and James Tanis."

Article 21

On petition of Laura Picciano and others, Shall the Town rescind Article 37 of the 2010 town warrant and replace it with a new cable access revolving fund in accordance with RSA 31:95-C and restrict annual revenue of \$20,000 from cable service franchise fees for the purpose of operating and maintaining Public Access, Education and Government programming channels? Any surplus in the said fund shall not be deemed a part of the general fund accumulated surplus and shall be expended only after a vote by the legislative body to appropriate a specific amount from said fund for a specific purpose related to the purpose of the fund or source of the revenue. The Board of Selectmen shall be appointed as agents to expend from the fund. All funds, with accumulated interest to date of withdrawal, in the cable access revolving fund established by Article 37 of the 2010 town warrant are to be transferred to the municipality's general fund. (Statutory reference, RSA 31:95-C).

Article 22

On petition of Gerard Hamel and others, Shall the Town of Exeter authorize the establishment of a Capital Reserve Fund, pursuant to RSA Chapter 35? The fund will be known as the Highway Improvement Fund. This fund shall be funded by all franchise fee revenue from the Town cable provider to the extent such revenue is not otherwise restricted or reserved by the action of the legislative body and may be expended exclusively for improving and maintaining Town roads, and to appoint the Board of Selectmen as agents to expend from the fund. The monies in the fund shall be allowed to accumulate from year to year and shall not be considered a part of the town's general fund unreserved fund balance. The town treasurer shall have custody of all monies in the fund.

Article 23

On petition of Darius Thompson and others to see if the Town of Exeter, NH will vote. to raise and appropriate the sum of Five Thousand (\$5,000.00) dollars and no cents to defray the expense of the annual Exeter Holiday Christmas Parade for the public under the direction of the Selectmen or a committee to be appointed to serve gratuitously for this purpose.

Recommended by the Board of Selectmen

(Majority vote required)

Article 24

Shall the Town of Exeter raise and appropriate as an operating budget, not including appropriation 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 \$20,163,648. Should this article be defeated, the default budget shall be \$19,960,113, which is the same as last year, with certain adjustments required by previous action of the Town of Exeter or by law, or the governing body may hold one special meeting, in accordance with RSA 40:13, X and XVI, to take up the issue of a revised operating budget only.

(Majority vote required)

Recommended by the Board of Selectmen

Article 25

To see if the Town will vote to raise and appropriate, through special warrant article, the sum of three-hundred fifty-four thousand and two-hundred dollars (\$354,200) for the purpose of purchasing a portion of the Goupil property (tax map 73, lot 276) (the 'old train station baggage building') on Lincoln Street, and converting it into a visitor's center and ticket office for the community. The total project cost is \$403,200, with a federal grant offset of \$282,240 funding 70% of the project, in-kind services from the Town Department of Public Works and other organizations funding \$49,000 of the project, and general taxation funding \$71,960 of the project.

(Majority vote required)

Recommended by the Board of Selectmen

Article 26

To see if the Town will vote to authorize the Board of Selectmen to enter into 7-year lease/purchase agreement(s) for the purpose of lease/purchasing each of the following pieces of equipment for the Department of Public Works :

Equipment	Principle	Interest	Total
Hwy 6-Wheel Dump Truck	\$150,614	\$27,111	\$177,725
Sidewalk Tractor	\$125,000	\$22,500	\$147,500
Total	\$275,614	\$49,611	\$325,225

and to raise and appropriate the sum of \$51,776 in 2011, which represents the first of 7 annual payments (a total of \$325,225), for this purpose. These lease agreements shall contain an escape clause.

(Majority vote required)

Recommended by the Board of Selectmen

Article 27

To see if the Town will vote to authorize the Board of Selectmen to enter into a 5-year lease/purchase agreement for the purpose of lease/purchasing SCBA (Self-Contained Breathing Apparatus) equipment for the Exeter Fire Department, and to raise and appropriate the sum of \$62,843, which represents the first of 5 annual payments (a total of \$291,128), for this purpose. This lease agreement shall contain an escape clause.

(Majority vote required)

Recommended by the Board of Selectmen

Article 28

To see if the Town will vote to raise and appropriate the sum of two-hundred fifty-thousand dollars (\$250,000), to be added to the Town's paving budget, for the purpose of paving town roads.

(Majority vote required)

Recommended by the Board of Selectmen

Article 29

To see if the Town will vote to raise and appropriate, through special warrant article, the sum of one-hundred forty-seven thousand dollars (\$147,000) for the purpose of completing the final phase of structural repairs and improvements to the brick exterior of the Town Hall, as recommended in the 2001 structural engineering report completed for the Town by SEA Engineers.

(Majority vote required)

Recommended by the Board of Selectmen

Article 30

To see if the Town will vote to authorize the purchase of a conservation easement on the Rider Property located in both Exeter and Kensington, which easement will be acquired by both the Town of Exeter and the Town of Kensington, and to raise and appropriate the sum of forty-thousand dollars (\$40,000), by special warrant article, to go toward that purchase. This sum will be combined with the \$32,000 available from the Exeter Conservation Bond approved by the 2003 Town Meeting and \$13,000 from the Exeter Conservation Fund to fund Exeter's 12.5% share of the total purchase price. The balance of the purchase price will come from the Town of Kensington (12.5%), from a Farm and Ranch Land protection grant (50%), and by donation from the land owner (25%).

(Majority vote required)

Recommended by the Board of Selectmen

Article 31

To see if the Town will vote to authorize the Board of Selectmen to enter into a 3-year lease/purchase agreement for the purpose of lease/purchasing a utility dump truck for the Department of Public Works, and to raise and appropriate the sum of \$20,329 in 2011, which represents the first of 3 annual payments (a total of \$58,569), for this purpose. This lease agreement shall contain an escape clause.

(Majority vote required)

Recommended by the Board of Selectmen

Article 32

To see if the Town will vote to raise and appropriate, through special warrant article, the sum of thirty-seven thousand dollars (\$37,000) for the purpose of completing two projects identified in the Raynes Farm Long Range Development Plan including the full replacement of the barn roof, and demolition of the silo connector and the rebuilding of the barn opening on the Town-owned barn located on the Town-owned Raynes Farm property on Newfields Road.

(Majority vote required)

Recommended by the Board of Selectmen

Article 33

To see if the Town will vote to raise and appropriate, through special warrant article, the sum of twenty-one thousand, six hundred and ninety-five dollars (\$21,695), for the support of various Human Service agencies that will serve Exeter residents in 2011:

Agency	Amount
New Generation Shelter	\$2,000
Families First	\$3,000
New Outlook Teen Center	\$2,700
Great Bay Red Cross	\$800
Great Bay Kids	\$2,495
Seacoast Mental Health	\$8,500
<u>RSVP</u>	<u>\$2,200</u>
Total	\$21,695

(Majority vote required)

Recommended by the Board of Selectmen

Article 34

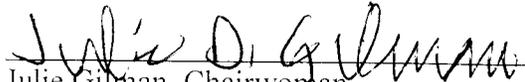
Shall we adopt the provisions of RSA 41-14:a which , if adopted, will authorize the Board of Selectmen to acquire or sell land, buildings, or both: provided it first complies with statutory requirements, including consultation with the planning board and conservation commission, and the holding of two duly noticed public hearings.

Article 35

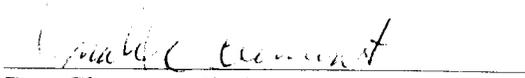
To see if the Town will vote to increase the current motor vehicle local option fee from \$2.50 to \$3.25 to fund transportation services for senior and disabled residents and transportation service needs consistent with RSA 261:153 VI. Proceeds from the fee will be deposited into the Town's Municipal Transportation Improvement Fund. This article will not impact the tax rate.

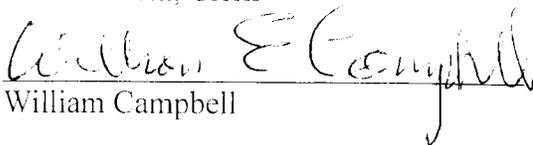
To transact any other business which may legally come before this meeting.

Given under our hands and seal this 27th day of January, 2011.


Julie Gilman, Chairwoman


Robert Aldrich, Vice-Chairman

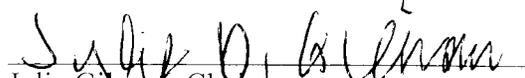

Don Clement, Clerk


William Campbell

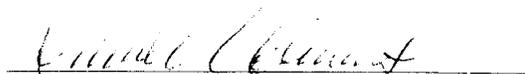
Matt Quandt

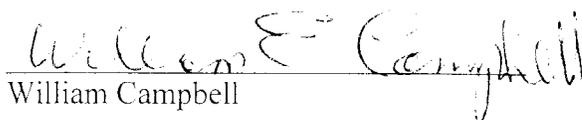
We certify that on the 31st of January, 2011, we caused a true copy of the within warrant to be posted at the Exeter Town Hall on Front Street, the Exeter Public Library at Founder's Park, Exeter High School at 1 Blue Hawk Drive, Talbot Gymnasium at Tuck Learning Campus, 30 Linden Street, and the Town Clerk's Office, 10 Front Street.

Given under our hands and seals this 31st day of January, 2011.


Julie Gilman, Chairwoman


Robert Aldrich, Vice-Chairman


Don Clement, Clerk


William Campbell

Matt Quandt