SPECIMEN BALLOT

OFFICIAL BALLOT
MUNICIPAL ELECTION
KITTERY, MAINE
JUNE 10, 2008

INSTRUCTIONS TO VOTERS

A. TO VOTE, completely fill in the OVAL to the LEFT of your choice(s) like this: ⬬

ARTICLES

Article 2: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $140,000 from unencumbered surplus and to appropriate and expend said amount for the purpose of completing the construction of the Haley Athletic Field?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 6 No 0

Explanation: This article provides for the estimated funding to complete the construction to Haley Athletic Field located at the intersection of Picott and Litchfield Roads. Additional funding required from initial estimate in 2005 to comply with environmental wetland mitigation and project cost increases since the original project budget approval. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 3: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $150,000 from unencumbered surplus and to appropriate and expend said amount for the purpose of constructing a restroom facility and septic field at Ft. Foster on the eastern shore (Pavilion) side of Ft. Foster to replace the existing outhouse?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 6 No 0

Explanation: The article provides for the release of funds up to $150,000 to construct a restroom facility and septic field at Ft. Foster on the eastern shore (Pavilion) side of Ft. Foster to replace the existing outhouse as proposed in the adopted 5 year Ft. Foster Management Plan. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 4: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $94,610 from unencumbered surplus and to appropriate and transfer said amount to the School Committee for the purpose of re-roofing and repair to the section of roof over the cafeteria at Traip Academy?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 6 No 0

Explanation: The article provides for the release of funds up to $94,610 for the school department to undertake a maintenance project located at Traip Academy for re-roofing and repair to the section of roof over the cafeteria.(Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 5: Shall the Town vote to authorize Town Council to transfer $50,000 from unencumbered surplus into the Town's existing dedicated Account for Accrued Vacation and /or Sick leave for the continued purpose of settling any unpaid benefits owed to retiring employees?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 6 No 0

Explanation: The Article transfers from the Town's unencumbered surplus $50,000 to the existing dedicated reserve fund that pays for accumulated time to employees retiring from the Town's employment. The Reserve Account balance is $123,831.00 to pay employees, who retire from Town service, any unused benefits due them by contract or Personnel ordinance. The FY'07 Town Audit indicates that the Town has an accrued liability of $1,140,433 for this type of leave as of June 30, 2007. The purpose of this article is to continue to build up the balance to meet the Town's liability. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 6: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $175,000 from unencumbered surplus and to appropriate and expend said amount for the purpose of constructing a 2,750 sq. ft. addition onto the existing Public Works Garage, renovate the existing garage area and to re-sheath the exterior front side of the existing garage to match the new addition?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 4 No 2

Explanation: The article provides funds for half of a 2,750 sq. ft. addition onto the Public Works Garage, which will take place over two years at an overall cost of approximately $350,000 to allow for a two-car garage for town vehicles, combination kitchen/lunch room/meeting room for employees, storage area, restroom with shower and office area renovation to the existing garage interior and re-sheathing of front exterior to match the new addition. The existing garage is 32 years old and has had little in the way of upgrades or changes since its construction. The present garage is developing maintenance issues which are being addressed in the budget and this project will create new space which addresses the air quality issues of the employee and office areas presently residing in the working garage. A second article will be placed on the ballot in 2009 to raise the additional funds remaining to complete this project. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

TURN BALLOT OVER AND CONTINUE VOTING

SPECIMEN BALLOT

ARTICLES CONTINUED

Article 7: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $50,000 from unencumbered surplus and to appropriate and expend said amount for the purpose of continued funding of the Open Space Reserve Account?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 3 No 3

Explanation: Town Council has created an Open Space Advisory Committee and adopted an Open Space Plan with guidelines for the use of the Fund. The Advisory Committee and Town Council seek $50,000 to be appropriated to the Reserve Fund. The fund in 2007 has been used to assist with the purchase of the Conservation Easement on the 16 acres of oceanfront on Gerrish Island known as the Fairchild piece fronting Chauncey Creek. The present balance in the Fund is approximately $500. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 8: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $38,843 from unencumbered surplus and to appropriate and expend said amount for the purpose of replacement and purchasing a new Fire Department "Jaws of Life" extricating hydraulic tool and equipment to meet current emergency standards?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 4 No 2

Explanation: The Fire Chief is recommending the replacement of 14 year-old rescue tools known as the "Jaws of Life" as the present set is not capable of effectively performing on newer model vehicle materials in use today as it requires higher performing hydraulic cutting tools and equipment to penetrate and operate correctly in emergency situations. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 9: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $40,000 from unencumbered surplus and to appropriate and expend said amount for the purpose of structural repair based on the Condition survey undertaken on Kittery Point and Government Street Town piers?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 5 No 1

Explanation: This article requests $40,000 to structurally repair, based on the Condition survey undertaken on Kittery Point and Government Street Town piers, by a Marine Engineer. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 10: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $55,000 from unencumbered surplus and to appropriate and expend said amount for the purpose of installing an epoxy skid resistant floor surface material to the apparatus floor of the two new Fire Stations?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 5 No 1

Explanation: The two new Fire Stations have been in operation for a period of a year. This article requests funding in the amount of $55,000 to install a protective, skid resistant epoxy coating on the apparatus floor of both stations to preserve the floor life and provide safety for personnel while working on wet flooring in these sections of the buildings. The floors are presently painted with a commercial floor paint which was necessary to use to stay within construction budgets when the stations were built. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 11: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $25,000 from unencumbered surplus when necessary and appropriate and expend up to $25,000 for the purpose of paying the Town's cost on accepted insurance claims against the Town?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 6 No 0

Explanation: The Article requests exposing up to $25,000 from the Town's unencumbered surplus for use, when necessary, to pay the deductible and other associated costs on insurance claims instead of raising an amount from taxation within the Town Budget. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 12: Shall the Town vote to authorize Town Council to establish a Grant Matching Fund and transfer an amount not to exceed a maximum of $100,000 for FY'09 from the unencumbered surplus when necessary and appropriate and expend said amount at the discretion of the Town Council following a public hearing for the purpose of providing the Town's match to Federal, State and Non-Profit grants?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 6 No 0

Explanation: The Town Council expects continued applications to be filed for grants in a variety of areas by different town departments. These grants, if successful, often require a local match to be raised. The article requests that a Fund be established and up to $100,000 from the Town's Surplus be transferred into it, following a public hearing held by the Town Council on the grant and the amount needed for the local match. These funds, unless appropriated prior to the end of the budget year, go back to the unencumbered surplus. For FY'08 through March, approximately $63,000 was obligated from the account which has brought in approximately $125,000 in grant funds. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

GO TO NEXT BALLOT AND CONTINUE VOTING

SPECIMEN BALLOT

OFFICIAL BALLOT
MUNICIPAL ELECTION
KITTERY, MAINE
JUNE 10, 2008

ARTICLES CONTINUED

Article 13: Shall the Town vote to authorize Town Council to transfer from unencumbered surplus an amount not to exceed $40,000 when necessary and to appropriate and expend said amount to cover shortfalls in FY'09 fuel account budgets in town departments due to the unpredictable fuel pricing markets for electricity, propane, natural gas, diesel, number 2 oil and unleaded gasoline?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 6 No 0

Explanation: The Town Manager, following review of the individual department vehicle and heating fuel accounts and reviewing the fuel market pricing, suggested this type of account be approved at Town Meeting in FY'09 to provide departments, who have exhausted their fuel budgets access to emergency fuel funds. Fuel and utility prices have been unstable for the Town due to market conditions and transport cost. The Town Council favored keeping the FY'09 fuel and utility accounts as low as possible with the concept of this warrant article exposing surplus funds as a safety net in case the market remains unstable. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 14: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $100,000 when necessary from the unencumbered surplus and to appropriate and expend said amount at the discretion of the Town Council to pay for alternative energy and efficiency improvements and studies to town-owned facilities and programs that are not contemplated in the regular FY'09 operating budget?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 6 No 0

Explanation: This Article allows the Town Council the discretion to make alternative energy and undertake efficiency projects through the use of up to $100,000 from the Town's unencumbered surplus account. Use of the funds will look at energy efficiency projects with the Town's Energy Committee like the recent wind turbine project along with sustainable programming and facility energy efficiency projects to lower the environmental and taxpayer's cost for local government operations. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 15: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $40,000 from unencumbered surplus when necessary and to appropriate and expend said amount for the purpose of providing the Town of Kittery General Assistance program as required by Town, State and Federal laws?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 6 No 0

Explanation: The General Assistance Program is budgeted from the Town's operational budget each year. The program assists town citizens with welfare type services by following very strict State and Federal guidelines for income eligibility within the Town General Assistance Ordinance. General Assistance expenses are variable from year to year. This article proposes to create a method, as in past years, for the Town Council to keep the General Assistance Budget at level funding. If the General Assistance cost exceeds the budget, this article would allow the Council to transfer an amount up to $40,000 from surplus to cover the overage. For FY'08 through February, the Town spent approximately $25,000 of the $40,000 budgeted. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 16: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $60,700.00 from unencumbered surplus and appropriate and expend said amount for funding the second year of the mosquito and tick monitoring and control program for the Town of Kittery?

◯ YES
◯ NO

Town Council Recommends - Vote: Yes 4 No 2

Explanation: This article continues the program voters passed last year. The threat of disease carrying mosquitoes and ticks is becoming a reality to the community each year as the type of mosquitoes carrying the West Nile and EEE virus are now in the region with several EEE cases reported last summer in New Hampshire coastal towns and the north shore of Massachusetts. The program requested for funding will continue to monitor for the presence of the EEE virus carrying mosquito and implementing a mosquito control program through environmentally approved bacterial insecticide to kill the mosquitoes in their area of incubation before they reproduce. Spraying will not be considered unless an outbreak occurs. Emergency spraying funds are contained within this budget. These areas have been mapped out in the community and will include the marsh areas, fresh water wetlands and drainage areas. The Town of York has a similar program with the same contractor. New Hampshire seacoast towns already have this type of program. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

TURN BALLOT OVER AND CONTINUE VOTING

SPECIMEN BALLOT

ARTICLES CONTINUED

Article 17: Shall the Town vote to establish a Municipal Facility Capital Reserve Fund and to authorize Town Council to transfer $200,000 from unencumbered surplus and appropriate and expend up to the fund's balance to undertake needed maintenance and repair projects on municipal facilities and infrastructure?

◯ **YES** Town Council Recommends - Vote: Yes 5 No 1

◯ **NO** Explanation: This article requests to establish a permanent Municipal Facility Capital Reserve Fund and begin to appropriate funds in it for the Town Council to administer when non-emergency type large maintenance and repair projects are needed to the town's facilities and infrastructure. Example: to repair unexpected road culvert damages such as to the Crockett Neck Road causeway culvert. Funding for these projects would cumulatively affect the tax rate if undertaken on a one-time basis. Establishment of this type of fund is considered a method to cushion the budget from large one-time spikes. (Unencumbered / unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

Article 18: Shall the Town vote to authorize Town Council to transfer an amount not to exceed $300,000 from unencumbered surplus when necessary and to appropriate and expend said amount for the purpose of assisting the Town Council to offset a tax increase when setting the FY'09 Tax Rate in the fall?

◯ **YES** Town Council Recommends - Vote: Yes 6 No 0

◯ **NO** Explanation: The Town Council has requested from the municipal departments and School Committee to trim FY'09 budget requests with the objective of achieving the lowest possible tax increase. The recessionary economy and harsh winter has caused the Town Council to make numerous reductions in the municipal budget to level fund it to current FY'08 levels with additional reductions to be under the State Municipal Tax Cap known as LD 1 and to approximately level fund the School budget to current FY'08 budget levels. (Unencumbered/unrestricted surplus has a balance of $6,251,717 6/30/07 audit balance).

YOU HAVE NOW COMPLETED VOTING

SPECIMEN BALLOT

OFFICIAL BALLOT
MUNICIPAL REFERENDUM ELECTION
TOWN OF KITTERY, MAINE
JUNE 10, 2008

INSTRUCTIONS TO VOTERS

A. TO VOTE, completely fill in the OVAL to the LEFT of your choice(s) like this: ⬬

REFERENDUMS

REFERENDUM #1: Shall the Town of Kittery approve the Charter Amendment reprinted below?

Key: Strike out text = text to be deleted, Underline text = text to be added.

Sec. 2.07. Enumeration of powers.

(2) All appointments of voting members, regular and/or ad hoc, shall be made from among the qualified resident voters of the town and each appointee during term of office must remain a qualified resident voter in order to retain appointment. Applicants for the planning board, zoning board of appeals~~, and cable TV rate regulation board~~ must be interviewed by the council, with at least a quorum present, before any vote is taken by the council on the appointment.

Explanation: This amendment is intended to allow the Town Council more flexibility in the interview and selection process for making appointments to the cable TV rate regulation board.

○ YES
○ NO

REFERENDUM #2: Shall the Town of Kittery approve the Charter Amendment reprinted below?

Key: Strike out text = text to be deleted, Underline text = text to be added.

Sec. 8.01. Planning board.

(2) Terms. Members shall serve terms of 3 years and until their successors are appointed and qualified.

Explanation: This amendment would allow a board member to serve beyond the 3-year term while the position is being filled.

○ YES
○ NO

REFERENDUM #3: Shall the Town of Kittery approve the Charter Amendment reprinted below?

Key: Strike out text = text to be deleted, Underline text = text to be added.

Sec. 8.04. Zoning board of appeals.
(2) Terms. Members shall serve terms of 3 years and until their successors are appointed and qualified.

Explanation: This amendment would allow a board member to serve beyond the 3-year term while the position is being filled.

○ YES
○ NO

SPECIMEN BALLOT

OFFICIAL BALLOT
BUDGET VALIDATION REFERENDUM
TOWN OF KITTERY, MAINE
JUNE 10, 2008

INSTRUCTIONS TO VOTERS

A. TO VOTE, completely fill in the OVAL to the LEFT of your choice(s) like this: ●

REFERENDUM

Do you favor approving the Town of Kittery school budget for the upcoming school year that was adopted at the Town Council meeting held June 2, 2008, and that includes locally raised funds that exceed the required local contribution as described in the Essential Programs and Services Funding Act?

○ **YES** A "YES" vote allows additional funds to be raised for K-12 public education.

○ **NO** A "NO" vote means additional funds cannot be raised for K-12 public education.