



Town of Allenstown
Board of Selectmen
16 School St.
Allenstown, NH 03275
603-485-4276 x 112
smulholland@allenstownnh.gov

RESOLUTION

WHERE AS, the Town of Allenstown had the 2017 Town Meeting voting session scheduled for March 14th, 2017 from 8 AM to 7 PM at the St. John the Baptist Parish Hall located at 10 School St. in accordance with the provisions of RSA 40:13.

On March 13th, 2017 at 8:02 AM the New Hampshire Bureau of Homeland Security and Emergency Management provided a bulletin from the National Weather Service. The NWS issued a winter storm warning for all of New Hampshire warning of "Major Winter Storm". The prediction of the NWS was for 12-18 inches with 1-4 inches per hour possible. Blizzard conditions were possible with gusts of wind from 30-40 mph. Governor Chris Sununu warned citizens not to travel on the roadways unless it was absolutely necessary. State offices, courts and liquor stores were closed in anticipation of the winter storm.

On March 13th, 2017 at approximately 10:30 AM Town Moderator Dennis Fowler determined the forecasted weather presented an un-necessary risk to the safety of voters who would need to travel to the polls to vote. In making this decision the moderator received information from the New Hampshire Municipal Association and Town Counsel Attorney Sharon Somers as to the authority of the moderator to postpone the voting day pursuant to RSA 40:4.

40:4 Duties. –

I. The moderator shall preside in the town meetings, regulate the business thereof, decide questions of order, and make a public declaration of every vote passed, and may prescribe rules of proceeding; but such rules may be altered by the town.

II. In the event a weather emergency occurs on or before the date of a deliberative session or voting day of a meeting in a town, which the moderator reasonably believes may cause the roads to be hazardous or unsafe, the moderator may, up to 2 hours prior to the scheduled session, postpone and reschedule the deliberative session or voting day of the meeting to another reasonable date, place, and time certain. The date originally scheduled shall continue to be deemed the deliberative session or voting day of the meeting for purposes of satisfying statutory meeting date requirements; provided, that in towns or districts that have adopted RSA 40:13, the postponement shall not delay the deliberative session more than 72 hours. The moderator shall employ whatever means are available to inform citizens of the postponement and the rescheduled deliberative session or voting day.

The moderator postponed the voting day from March 14th, 2017 to March 16th, 2017. The voting times and the location remained the same. The notice was posted on the town website on March 13th, 2017 at 10:41 AM. The notice was also posted on the sign boards of the Allenstown Elementary School and fire station on Main St. The notice was also posted on the sign board at

the police station on Rt. 3. The information was provided to the WMUR television station for posting with its scrolling notices.

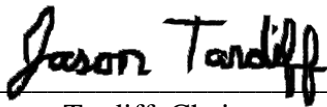
The moderator was present at the voting location on March 13th, 2017. He provided information to any voters who may have arrived to vote as to the date of the postponement. Only four voters came to the polling place during these times.

THEREFORE, the moderator acted within his authority. Further, he acted in the best interest of the voters by postponing the voting session of town meeting in the interest of public safety. The safety of the citizens of this town is of the foremost concern to its officials. The decision to postpone ensured the safety of citizens and allowed for the processes of democracy to occur without unduly infringing upon the right to vote.

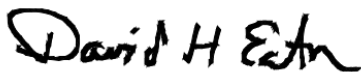
The advice provided by the New Hampshire Municipal Association and Town Counsel is in accordance with the law. The interpretation of the law in this case is in the finest traditions of the legal profession. The NHMA has demonstrated its role of providing training, assistance, guidance and advocacy on behalf of local government in this state with the high degree of professionalism that we have come to expect.

After a properly noticed public hearing on this date in accordance with the provisions of HB 329 which was passed into law on April 21st, 2017 we do hereby ratify the 2017 Town Meeting and all actions taken by the legislative body by vote of the people on March 16th, 2017.

The resolution was adopted by the Board of Selectmen on May 8th, 2017



Jason Tardiff, Chairman



David Eaton, Selectmen



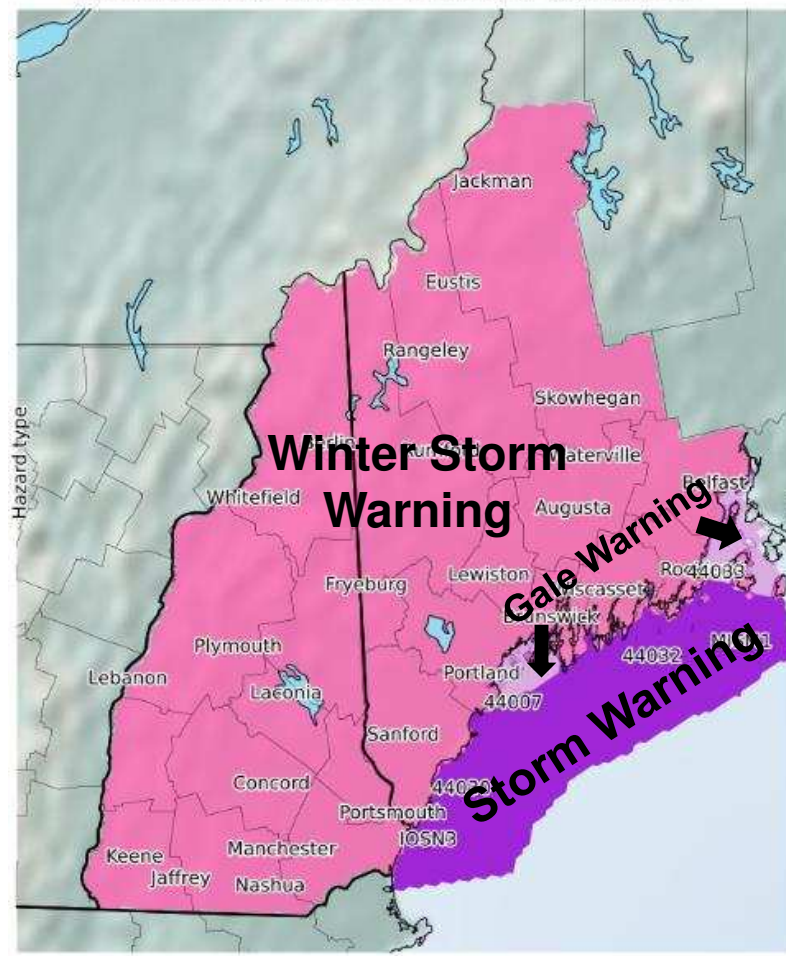
Ryan Carter, Selectmen

Major Winter Storm

Decision Support Briefing # 2
As of: 8 AM Monday, March 13th



Watch, Warning and Advisory
Valid: 03/14/2017 11:00 AM - 03/15/2017 02:00 AM EDT








Gray, ME
County Warning Area

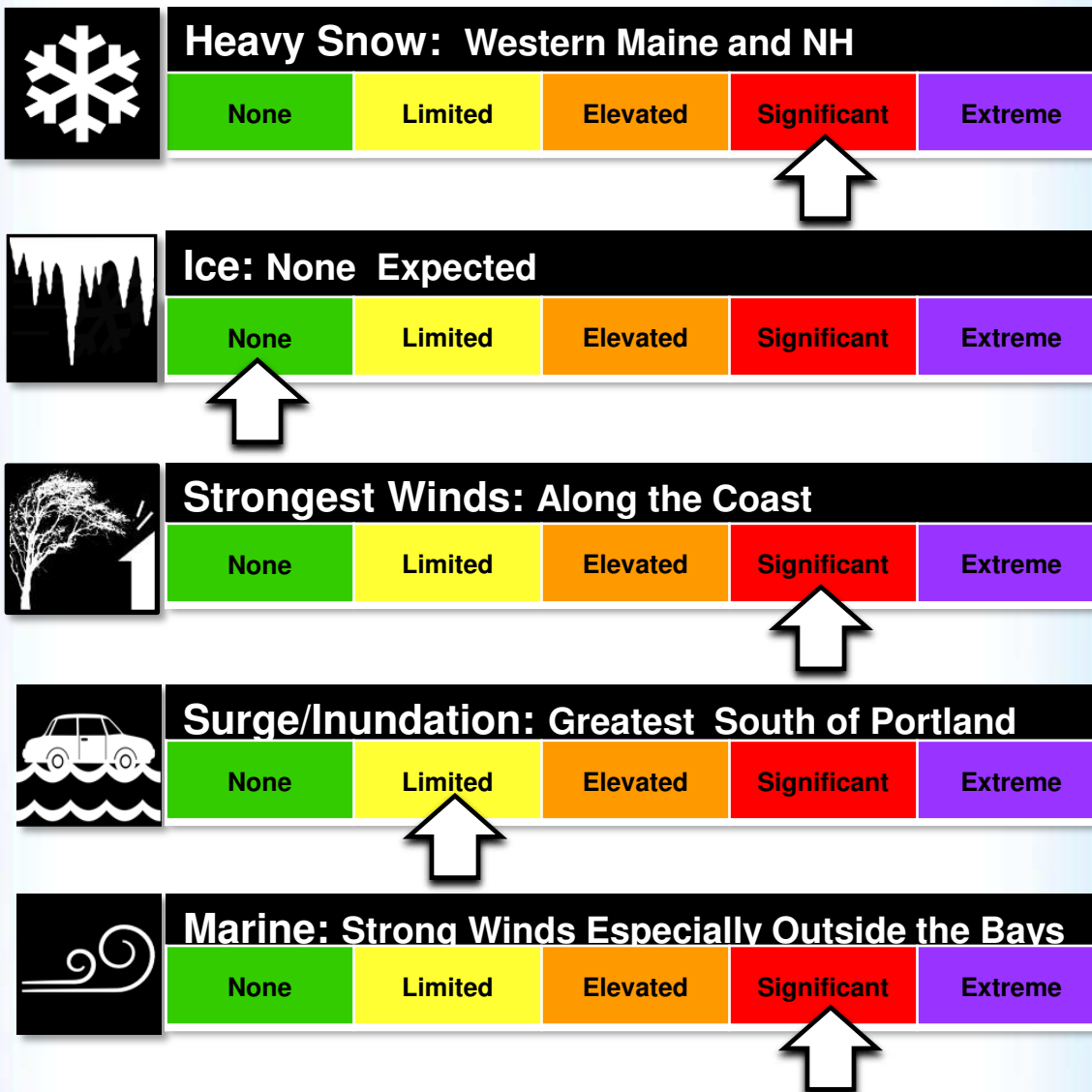
What Has Changed?

- ✓ Winter storm warnings issued
- ✓ Storm and Gale Warnings issued
- ✓ Snowfall amounts increased in mountains

Main Points

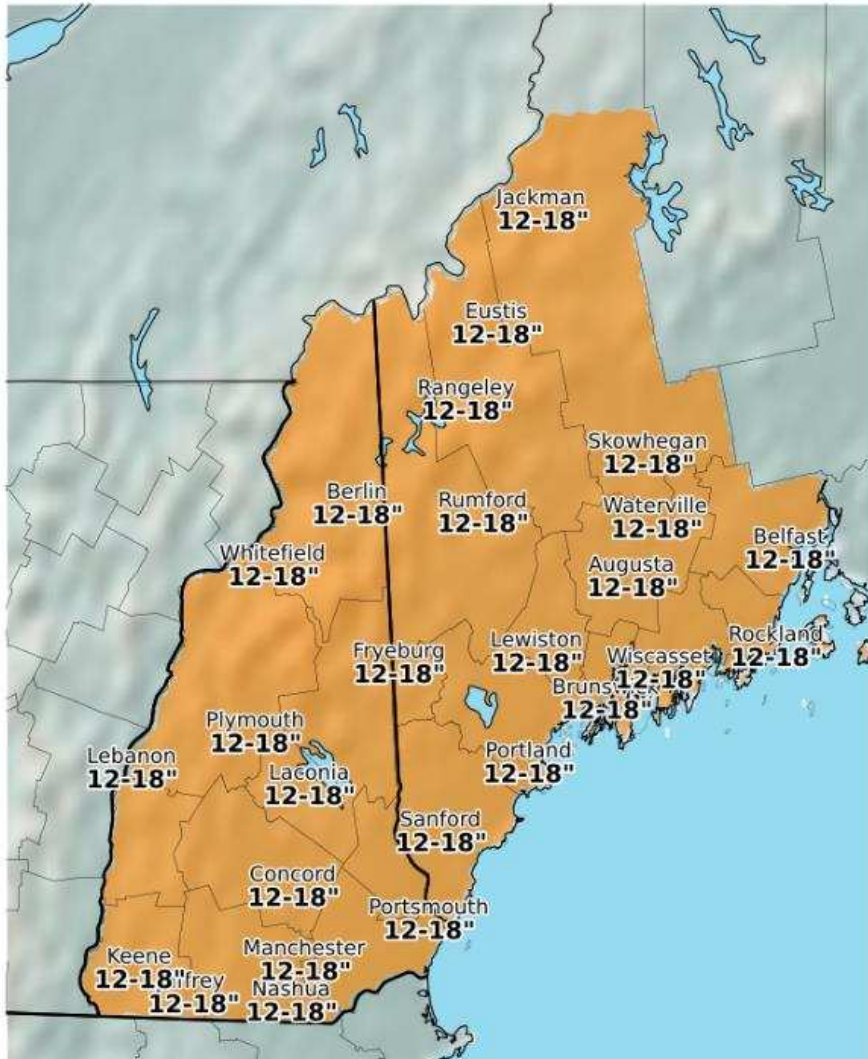
Hazard		Impacts	Location	Timing
Snow		12 to 18 inches of dry snow 1-4 inches per hour possible Tuesday afternoon/evening	All of New Hampshire and Western Maine	Tuesday into Tuesday night (heaviest Tuesday afternoon and evening)
Ice		Significant icing is NOT expected	Significant icing is NOT expected	Significant icing is NOT expected
Wind		Gusts of 30-40 mph may create blizzard conditions Tuesday afternoon/evening along and near the coast. Power outages are possible	All of New Hampshire and Western Maine, but strongest along the coast	Strongest wind gusts Tuesday afternoon and Tuesday night
Storm Surge/ Inundation		Splash-over, beach erosion, and minor coastal flooding possible	New Hampshire Seacoast and SW Maine	Tuesday afternoon high tide
Marine		Storm force winds likely outer waters. Gales likely in the bays	All Coastal Waters Strongest gusts outside the bays	Tuesday afternoon into Tuesday night

Summary of Greatest Impacts



Storm Total Snow

Valid: 03/14/2017 02:00 AM - 03/15/2017 08:00 PM EDT



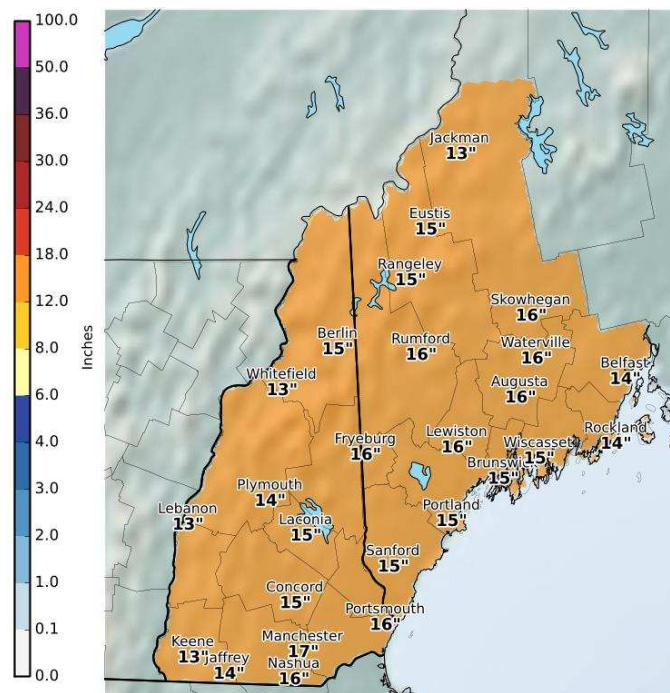
Storm Confidence:

- ✓ Confidence continues to increase for a high impact winter storm
- ✓ Find the most up to date snowfall map, click [here](#)

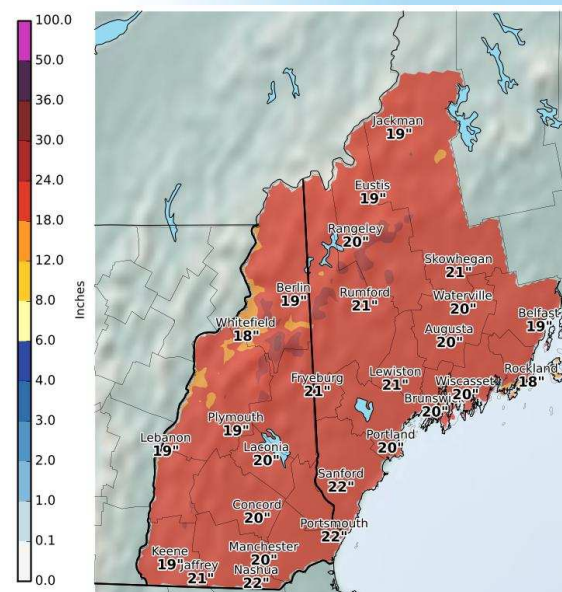
Impacts ↑	Extreme			
	Significant			✗
	Elevated			
	Limited			
	None			
		Low	Moderate	High
		Confidence →		

Probabilistic Snowfall Forecast

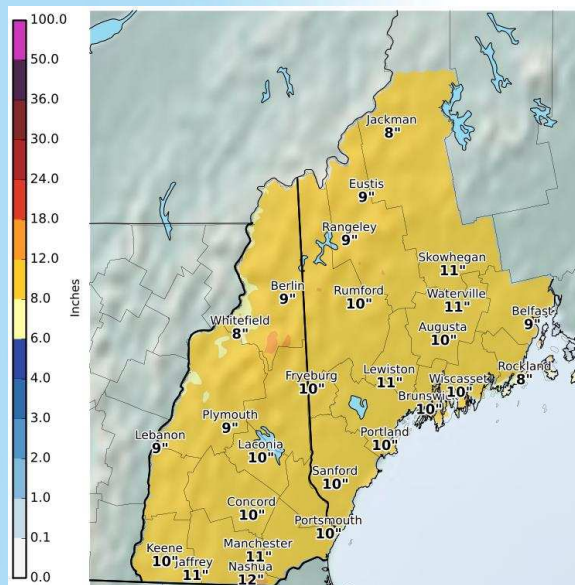
Most Likely



Potential for this much



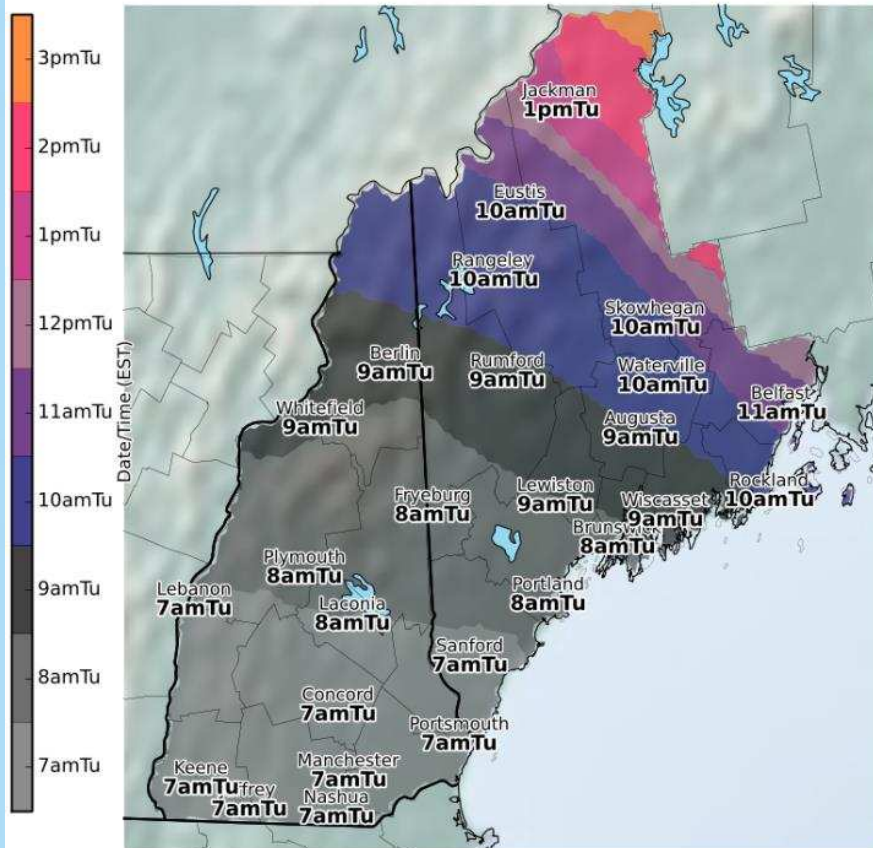
Expect at least this much



Snow Starting & Ending Times

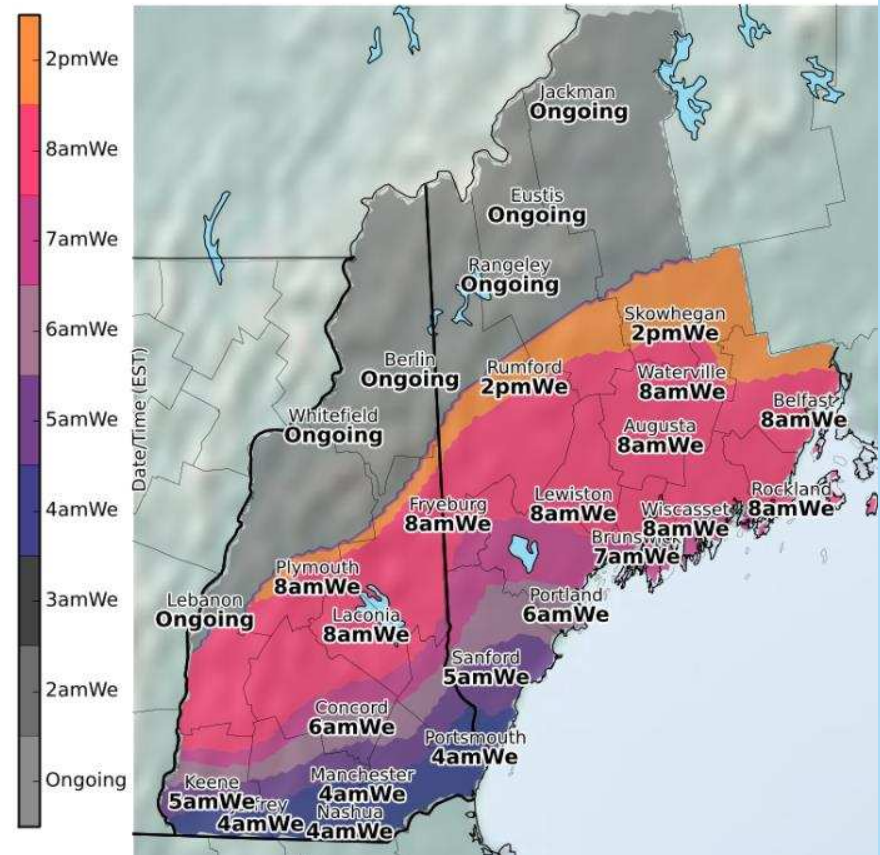
Precipitation Onset Time

Valid: 03/14/2017 02:00 AM - 03/15/2017 08:00 AM EDT



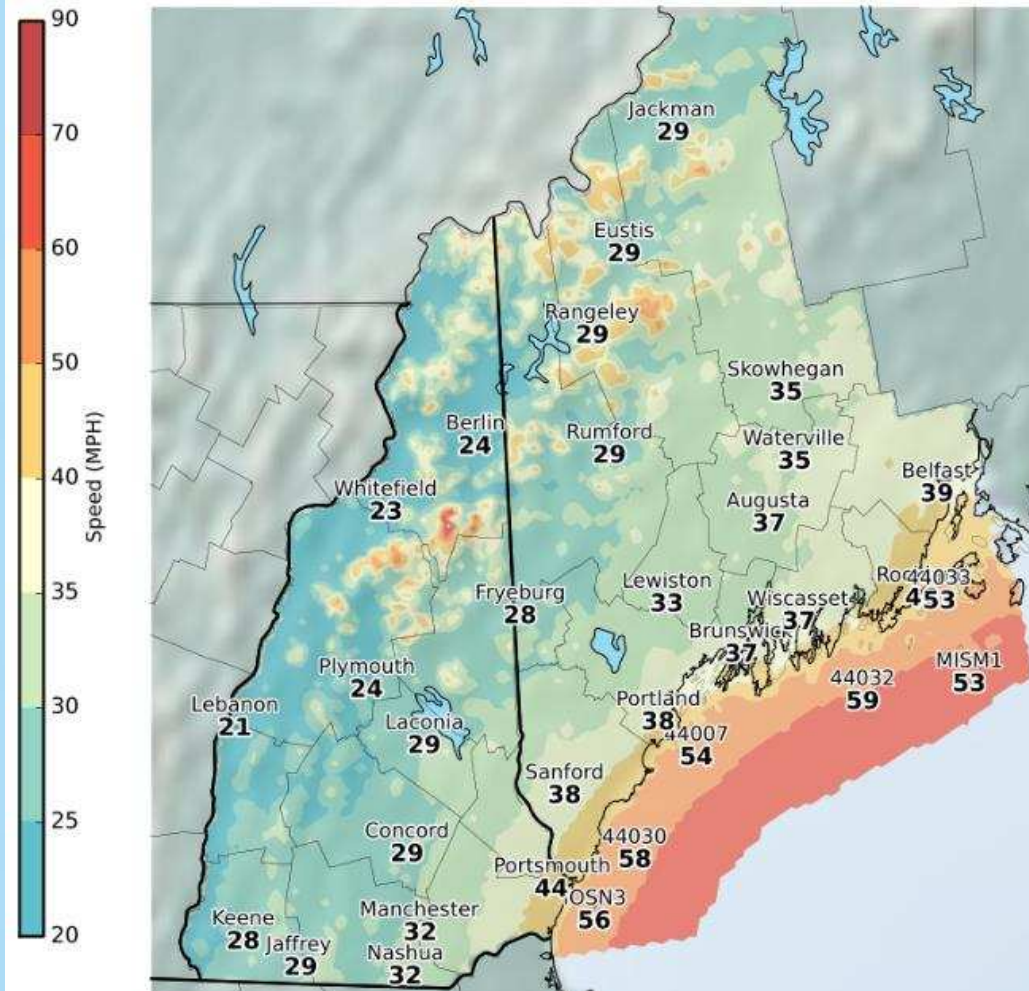
Precipitation Ending Time

Valid: 03/14/2017 02:00 AM - 03/15/2017 08:00 PM EDT



Note: Heaviest snow ends by 8 am Wednesday all areas. Ongoing snow showers will persist in the mountains and foothills Wednesday.

Maximum Wind Gust Tuesday through Tuesday night



Impacts and Timing:

- ✓ Tuesday afternoon and Tuesday night
- ✓ Blowing/Drifting Snow with near blizzard conditions along and inland from the coast.
- ✓ Downed branches may lead to power outages

Coastal Impacts Monday

	Portland, ME	Hampton, NH
Time	1:18 PM Tuesday	1:32 PM Tuesday
Astronomical Tide	10.0 ft	9.1 ft
Storm Surge	Around 1 ft	Around 1.5 ft
Nearshore Waves	Near 12 ft	Near 12 ft
Impact	Beach erosion, splash-over and minor coastal flooding possible	Beach erosion, splash-over and minor coastal flooding possible

What to Expect:

- ✓ Building nearshore waves will allow for beach erosion, splash-over and possibly minor coastal flooding around the time of high tide Tuesday

Event Summary

Major Winter Storm likely Tuesday- Wednesday. Blizzard conditions possible

- ✓ Confidence is **HIGH** that this event will occur and **MODERATE - HIGH** on expected impacts
- ✓ Period of greatest impact: Tuesday afternoon/Tuesday night



The potential exists for 12 to 18 inches of snow



Very strong northeast winds may cause possible blizzard conditions



Storm force gusts over the outer waters with some splash-over and coastal erosion possible

Contact and Next Briefing Information



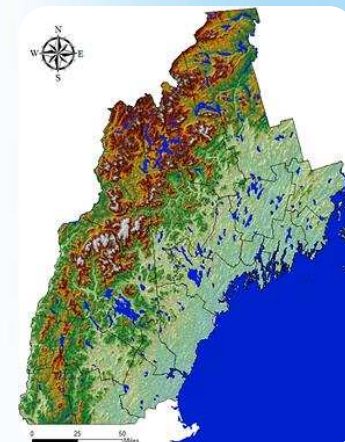
Next Briefing

When: By 5 pm on 3/13/2017

Method: E-mail

Briefing Webpage:

<http://www.weather.gov/gyx/EMhome>



Web:

<http://weather.gov/gyx>



Phone (public):

(207) 688-3216



E-mail:

gyx.skywarn@noaa.gov



Facebook:

[NWSSGray](#)



Twitter:

[@NWSSGray](#)



YouTube:

[NWS](#)

Disclaimer: The information contained within this briefing is time-sensitive, do not use after 5 PM March 13th



CHAPTER 20
HB 329 - FINAL VERSION

04/06/2017 1322s
04/06/2017 1332s
20Apr2017... 1486-CofC

2017 SESSION

17-0578
01/06

HOUSE BILL **329**

AN ACT establishing a committee to study balance billing and authorizing municipal ratification of certain meetings and elections.

SPONSORS: Rep. Luneau, Merr. 10; Rep. Myler, Merr. 10; Rep. Wallner, Merr. 10; Rep. Butler, Carr. 7; Rep. Williams, Hills. 4; Rep. Cahill, Rock. 17; Rep. Knirk, Carr. 3; Sen. Feltes, Dist 15

COMMITTEE: Commerce and Consumer Affairs

AMENDED ANALYSIS

 This bill establishes a committee to study balance billing by health care providers.

 This bill also provides for municipal ratification of postponed meetings and elections scheduled to occur March 14, 2017.

Explanation: Matter added to current law appears in ***bold italics***.
 Matter removed from current law appears [~~in brackets and struck through~~].
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

CHAPTER 20
HB 329 - FINAL VERSION

04/06/2017 1322s
04/06/2017 1332s
20Apr2017... 1486-CofC

17-0578
01/06

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Seventeen

AN ACT establishing a committee to study balance billing and authorizing municipal ratification of certain meetings and elections.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 20:1 Committee Established. There is established a committee to study balance billing by
2 health care providers.

3 20:2 Membership and Compensation.

4 I. The members of the committee shall be as follows:

5 (a) Four members of the house of representatives, appointed by the speaker of the house
6 of representatives.

7 (b) One member of the senate, appointed by the president of the senate.

8 II. Members of the committee shall receive mileage at the legislative rate when attending to
9 the duties of the committee.

10 20:3 Duties. The committee shall study the practice of balance billing by health care providers
11 for services received by an insured person at an in-network health care facility.

12 20:4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from
13 among the members. The first meeting of the committee shall be called by the first-named house
14 member. The first meeting of the committee shall be held within 45 days of the effective date of this
15 section. Three members of the committee shall constitute a quorum.

16 20:5 Report. The committee shall report its findings and any recommendations for proposed
17 legislation to the speaker of the house of representatives, the president of the senate, the house
18 clerk, the senate clerk, the governor, and the state library on or before November 1, 2017.

19 20:6 Authorization for Municipal Ratification of Meetings and Elections.

20 I. Due to the concern about an impending snowstorm, some New Hampshire towns and
21 school districts rescheduled their 2017 elections from Tuesday, March 14, 2017 to various later
22 dates. The towns and school districts assert that this unprecedented action was based on advice of
23 lawyers for the New Hampshire Municipal Association and other counsel. This advice was given
24 despite the absence of any mechanism to accommodate such a rescheduling with regard to other
25 provisions of New Hampshire election law. This advice was also directly contrary to both the
26 political calendar and the election procedure manual, which are required to be prepared
27 cooperatively by the secretary of state and the attorney general and distributed to local election
28 officials. Those who advised local officials that they had the authority to reschedule elections have
29 placed some municipalities in an untenable position. Of particular concern to the general court was

CHAPTER 20
HB 329 - FINAL VERSION
- Page 2 -

1 the lack of notification for rescheduled elections and the irregular process of absentee voting and
2 recounts. These municipalities must now choose to accept the ramifications of the decision to
3 reschedule their elections or to seek ratification of that decision. Either option will likely result in
4 the disenfranchisement of voters. Since local voters were the ones most directly affected by the
5 unprecedented act of moving election day this act gives those voters a voice in the solution. This act
6 seeks to implement ratification as the least detrimental of 2 unfortunate options, but not to
7 establish precedent or to authorize these actions in future elections. This act is not intended to
8 absolve any legal counsel of liability for the advice given.

9 II. This act applies to all towns, village districts, and school districts that postponed their
10 meetings or elections that were scheduled to occur March 14, 2017, regardless of whether they have
11 adopted RSA 40:13.

12 III. All elections of individuals to serve as members of a governing body of a political
13 subdivision, school board, or any other elected position are hereby legalized, ratified, and confirmed.

14 IV. All actions, votes, and proceedings, held at any town election, town meeting, school
15 district election, school district meeting, village district election, or village district meeting, that was
16 scheduled to take place March 14, 2017, but was postponed due to weather and was held at a later
17 date, may be legalized, ratified, and confirmed by the governing body of the political subdivision
18 following a properly noticed public hearing. For the purpose of this paragraph "properly noticed"
19 shall mean 72 hours advance notice of the hearing printed in a newspaper of general circulation in
20 the town or district and on the public body's Internet website, if one exists.

21 V. The decision of the governing body to legalize, ratify, and confirm the prior actions shall
22 be in writing and shall be posted in the same manner as the results of the election, town meeting,
23 school district election, school district meeting, village district election, or village district meeting,
24 as the case may be.

25 20:7 Effective Date. This act shall take effect upon its passage.

Approved April 21, 2017
Effective Date: April 21, 2017

Signature Certificate



Document Reference: 7NYXUUIWJJILVUKSLASHP4

RightSignature
Easy Online Document Signing



Ryan Carter

Party ID: CGRSVTINWIAWKUKKAXEWSY

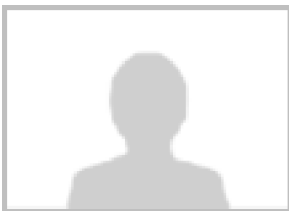
IP Address: 174.192.16.252

VERIFIED EMAIL: rcarter@allentownnh.gov

Electronic Signature:

Multi-Factor
Digital Fingerprint Checksum

86f1a6c0a6973e43f0597525176bd89e74668393



David Eaton

Party ID: 6JLNHNICC5CYKLVU69D78L

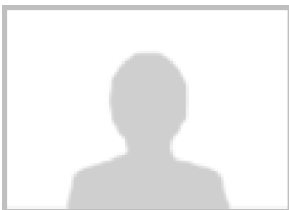
IP Address: 162.220.42.26

VERIFIED EMAIL: deaton@allentownnh.gov

Electronic Signature:

Multi-Factor
Digital Fingerprint Checksum

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Jason Tardiff

Party ID: 7DKN8ZIU4L8KBFTS84XJHD

IP Address: 74.92.23.190

VERIFIED EMAIL: jtardiff@allentownnh.gov

Electronic Signature:

Multi-Factor
Digital Fingerprint Checksum

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Timestamp

2017-05-15 17:58:34 -0700

2017-05-15 17:58:33 -0700

2017-05-11 10:08:32 -0700

2017-05-11 10:08:24 -0700

2017-05-09 06:23:59 -0700

2017-05-09 05:42:13 -0700

2017-05-09 05:39:54 -0700

2017-05-09 04:59:32 -0700

Audit

All parties have signed document. Signed copies sent to: Ryan Carter, David Eaton, Jason Tardiff, and Shaun Mulholland.

Document signed by Ryan Carter (rcarter@allentownnh.gov) with drawn signature. - 64.222.96.214

Document signed by Jason Tardiff (jtardiff@allentownnh.gov) with drawn signature. - 74.92.23.190

Document viewed by Jason Tardiff (jtardiff@allentownnh.gov). - 74.92.23.190

Document viewed by Ryan Carter (rcarter@allentownnh.gov). - 174.192.16.252

Document signed by David Eaton (deaton@allentownnh.gov) with drawn signature. - 162.220.42.26

Document viewed by David Eaton (deaton@allentownnh.gov). - 162.220.42.26

Document created by Shaun Mulholland (smulholland@allentownnh.gov). - 64.222.96.214



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