

**TOWN OF WALPOLE
PUBLIC HEARING
REGARDING SPECIAL MEETING TO CORRECT A PROCEDURAL DEFECT
RELATED TO THE MARCH 16, 2019 ANNUAL TOWN MEETING'S
RATIFICATION OF THE TOWN BUDGET
APRIL 16, 2019**

Selectboard Present: Steven Dalessio (Chair); Peggy Pschirrer; Cheryl Mayberry.

Four members of the public and two Town employees were in attendance in addition to the Selectboard.

CALL TO ORDER: Mr. Dalessio called the Public Hearing to order at 6:00 PM in the Walpole Town Hall to discuss the Warrant pertaining to the Town's vote to ratify the results of the March 16, 2019 Annual Meeting which had failed to comply with statutory posting requirements. Mr. Dalessio provided background for the upcoming Special Meeting stating that the Town had received notice on April 8, 2019 from the Department of Revenue Administration (DRA) that the Town had failed to post the MS636 Budget Form with the Warrant in accordance with RSA 32:5 VII(a). That statute reads that "The governing body shall post certified copies of the budget with the warrant for the meeting." To cure this procedural defect, defined by RSA 31:5-b as "... minor procedural irregularities such as failure to comply with statutory requirements regarding time or place of notice, vote, hearing, or wording, or with any procedural act not contrary to the spirit or intent of the law," the Town needs to hold a Special Meeting no less than 21 calendar days after the original vote which was taken during the March 16, 2019 Annual Town Meeting. Accordingly, that Special Meeting will be held April 25, 2019 at 6:00 PM in the Town Hall in accordance with RSA 31:5-b.

Mrs. Pschirrer moved that the Selectboard sign the Special Meeting 2019 Warrant and Budget with the Special Meeting being scheduled for April 25, 2019 at 6:00 PM in the Walpole Town Hall to correct procedural defects of March 16, 2019. Ms. Cheryl Mayberry seconded the motion.

Mr. Dalessio asked if there were any questions or comments from members of the public in attendance. Mr. Ray Boas asked if the posting of MS636 was a new procedure that the Town hadn't known about. Mr. Dalessio replied that the MS636 had been on the books for quite some time but that, in his recollection, there had been no posting of it at the same time as the Warrant. He felt the DRA was monitoring these statutory posting requirements more closely this year. Mrs. Pschirrer added that, in addition, the Town had not sent the MS636 to DRA within the required timeframe. Mr. Dalessio explained that the MS636 had been submitted approximately 2 days late which may have triggered the DRA's Notice of Procedural Defect. Mr. Dalessio further explained that, in the past, the Town had submitted the MS636 along with the Warrant so the DRA had assumed that the Town had posted it in accordance with procedural requirements.

There being no further questions, the Selectboard voted unanimously to approve the motion.

ADJOURNMENT: Mr. Dalessio adjourned this Special Public Hearing at 6:04 PM.

Respectfully submitted,
Beth Colley, Recording Secretary Pro Tempore

Steven Dalessio, Chair

Peggy L. Pschirrer

Cheryl Mayberry

(**Note:** These are unapproved Minutes. Corrections will be found in the April 18, 2019 Minutes of the Selectboard Meeting.)